



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4107158/2023

Mr C Tait

Claimant

Meraki Bar & Restaurant Limited

Respondents

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

The Claimant's reconsideration having been granted, the Judgment dated 24 January 2024 is varied to the following effect:

No response has been presented to this claim and an Employment Judge has decided to issue the following judgment on the available material under rule 21:

- 1 The respondent has unlawfully withheld wages and is ordered to pay the claimant the gross sum of Three Thousand Three Hundred and Eighty Two Pounds and Eighty Seven Pence (£3382.87) (Calculated on the basis of £33,000+ 365 x 1 month and 7days)
- 2 The respondent has failed to pay the claimant's holiday entitlement and is ordered to pay the claimant the sum of Five Hundred and Forty Two Pounds and Forty Six Pence (£542.46)(Calculated on the basis of £33,000 + 365 x 6 days).
- 3 The respondent shall be at liberty to deduct from the above sums prior to making payment to the claimant such amounts of Income Tax and Employee National Insurance Contributions (if any) as it may be required by law to deduct from a payment of earnings of that amount made to the claimant, and if it does so, duly remits such sums so deducted to HM Revenue and Customs, and provides to the claimant written evidence of the fact and amount of such deductions and of the sums deducted having been remitted to HMRC, payment of the balance to the claimant shall satisfy the requirements of this judgment.
- 4 The hearing scheduled for 9 February 2024 at 11.00am is cancelled.

Employment Judge: J Hendry
Date of Judgment: 01 March 2024
Entered in register: 04 March 2024
and copied to parties