EMPLOYMENT TRIBUNALS

Claimant: Mr J Kirkham

Respondent: The Eco Roof and Wall Company Limited (in administration)

FINAL HEARING

Heard at: Nottingham Tribunal Hearing Centre (remotely by video)

On: 28 June 2024

Before: Employment Judge Shore

Appearances
For the claimant: Mr R Kirkman, Lay Representative
For the respondent: No appearance

JUDGMENT

1. The correct name of the respondent is The Eco Roof and Wall Company Limited (in administration).

2. The claimant's claim of unfair dismissal is dismissed upon its withdrawal by the claimant.

3. The claimant's claim for a statutory redundancy payment is dismissed upon its withdrawal by the claimant.

4. The claimant's claim of unauthorised deduction of wages is dismissed.

5. The claimant's claim for breach of contract (failure to pay notice pay) succeeds. The respondent shall pay the claimant one week's pay calculated as £25,000 per annum divided by 52 weeks = **£480.79** (gross without deduction of tax or national insurance).

6. The claimant's claim of failure to pay holiday pay succeeds. The respondent shall pay the claimant 1.4 day's holiday pay calculated as £480.79 per week divided by five days, multiplied by 1.4 = **£134.62** (gross without deduction of tax or national insurance).

7. The total payable by the respondent to the claimant is **£615.41**.

Employment Judge Shore

Signed   28 June 2024

Sent to the parties on:

…………………………….
For the Tribunal Office:

……..…………………….

Note
Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing, or a written request is presented by either party within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions
All j**udgments (apart from those under rule 52) and any written reasons for the judgments are published, in full, online at https://www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimants and respondents.**