



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss A Mairs

**Respondent:** R1 Trafford Borough Council  
R2 The Governing Body of King's Road Primary School

**Heard at:** Liverpool

**On:** 10 and 11 September 2024  
and chambers on 2 October 2024

**Before:** Employment Judge Aspinall  
Mrs A Roscoe  
Dr B Tirohl

## **Representation**

**Claimant:** Mr Mortin, Counsel

**Respondent:** Mr Parry and Mr Boyd, Counsel

## **Reserved Judgment on Remedy: Part One**

1. By a liability judgment dated 20 December 2023 the claimant's claim for notice pay succeeded. She was paid notice up to 30 April 2022 and was entitled to have been paid it to 31 August 2022.
2. The matter came to a remedy hearing on 10 and 11 September 2024. Judgment in the remedy has been reserved save that the parties agreed that the appropriate amount of notice pay to be awarded to the claimant is £ 14,733. The parties agreed and the Tribunal finds that it is in the interests of justice to make this order at this time so as to minimise delay to the claimant in receipt of remedy.
3. The respondent is ordered to pay to the claimant £ 14,733. Recoupment provisions do not apply to notice pay.
4. The outstanding remedy points are under deliberation with a day listed in Chambers in 2 October 2024.

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Employment Judge Aspinall

Date: 11 September 2024.

RESERVED JUDGMENT & REASONS SENT TO THE PARTIES ON  
Date: 18 September

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FOR EMPLOYMENT TRIBUNALS



## NOTICE

### THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990 ARTICLE 12

Case number: **2404732/2022**

Name of case: **Miss A Mairs** v **1. Trafford Borough Council**  
**2. THE GOVERNING BODY OF KING'S ROAD PRIMARY SCHOOL, TRAFFORD**

Interest is payable when an Employment Tribunal makes an award or determination requiring one party to proceedings to pay a sum of money to another party, apart from sums representing costs or expenses.

No interest is payable if the sum is paid in full within 14 days after the date the Tribunal sent the written record of the decision to the parties. The date the Tribunal sent the written record of the decision to the parties is called **the relevant decision day**.

Interest starts to accrue from the day immediately after the relevant decision day. That is called **the calculation day**.

The rate of interest payable is the rate specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as **the stipulated rate of interest**.

The Secretary of the Tribunal is required to give you notice of **the relevant decision day**, **the calculation day**, and **the stipulated rate of interest** in your case. They are as follows:

**the relevant decision day** in this case is: 18 September 2024

**the calculation day** in this case is: 19 September 2024

**the stipulated rate of interest** is: **8% per annum**.

Paul Guilfoyle  
For the Employment Tribunal Office

## GUIDANCE NOTE

1. There is more information about Tribunal judgments here, which you should read with this guidance note:  
[www.gov.uk/government/publications/employment-tribunal-hearings-judgment-guide-t426](http://www.gov.uk/government/publications/employment-tribunal-hearings-judgment-guide-t426)

If you do not have access to the internet, you can ask for a paper copy by telephoning the Tribunal office dealing with the claim.

2. The payment of interest on Employment Tribunal awards is governed by The Employment Tribunals (Interest) Order 1990. Interest is payable on Employment Tribunal awards if they remain wholly or partly unpaid more than 14 days after the **relevant decision day**. Sums in the award that represent costs or expenses are excluded. Interest starts to accrue from the day immediately after the **relevant decision day**, which is called **the calculation day**.
3. The date of the **relevant decision day** in your case is set out in the Notice. If the judgment is paid in full by that date, no interest will be payable. If the judgment is not paid in full by that date, interest will start to accrue from the next day.
4. Requesting written reasons after you have received a written judgment does **not** change the date of the **relevant decision day**.
5. Interest will be calculated as simple interest accruing from day to day on any part of the sum of money awarded by the Tribunal that remains unpaid.
6. If the person paying the Tribunal award is required to pay part of it to a public authority by way of tax or National Insurance, no interest is payable on that part.
7. If the Secretary of State has claimed any part of the sum awarded by the Tribunal in a recoupment notice, no interest is payable on that part.
8. If the sum awarded is varied, either because the Tribunal reconsiders its own judgment, or following an appeal to the Employment Appeal Tribunal or a higher court, interest will still be payable from **the calculation day** but it will be payable on the new sum not the sum originally awarded.
9. The online information explains how Employment Tribunal awards are enforced. The interest element of an award is enforced in the same way.