



EMPLOYMENT TRIBUNALS

Claimant: Miss N Mcdonald

Respondent: Halewood Youth in Community Centre

Heard at: Liverpool (By Video)

On: 20-22 January 2025

Before: Employment Judge Buzzard

REPRESENTATION:

Claimant: Ms K Mcdonald (Claimant's Sister)

Respondent: Ms Eleanor Mayhew-Hills (Litigation Consultant)

JUDGMENT

1. The claimant is found to have been unfairly dismissed. It is further found that regardless of the unfairness in the claimant's dismissal, the claimant would have been fairly dismissed in any event. Accordingly, the claimant is not awarded any compensation or remedy for her unfair dismissal.
2. When the proceedings were begun the respondent was not in breach of its duty to provide the claimant with a written statement of employment particulars. Accordingly, no award is made pursuant to section 38 Employment Act 2002.
3. The parties informed the Employment Tribunal that the claimant's claim for holiday pay had been settled between the parties for the sum of £32. With the agreement of the parties, the claimant's claim for holiday pay will stand dismissed on withdrawal without further order unless either party notifies the

Employment Tribunal within 28 days of the date of this judgment that respondent has failed to pay the agreed settlement sum of £32 to the claimant.

Employment Judge Buzzard

22 January 2025

Judgment sent to the parties on:
31 January 2025
For the Tribunal:

Notes

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

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

<https://www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/>