



THE EMPLOYMENT TRIBUNALS

Claimant: Mr J Kilvington

Respondent: PF Burridge & Sons Limited (In Administration)

Heard at: Newcastle Hearing Centre **On:** Friday 25th September 2020

Before: Employment Judge Johnson

RULE 21 JUDGMENT ON CLAIM FOR PROTECTIVE AWARD

1. The complaint that the respondent failed to comply with a requirement of Section 188 or Section 188A of the Trade Union and Labour Relations (Consolidation) Act 1992 is well-founded.
2. The respondent is ordered to pay remuneration calculated in accordance with Section 190 of the Trade Union and Labour Relations (Consolidation) Act 1992 to the claimant personally for the protected period.
3. The protected period is from 17th March 2020 to 14th June 2020 inclusive.
4. The Employment Protection (Recruitment of Jobseekers Allowance and Income Support) Regulations 1996 apply. Regulation 6 imposes on the respondent a duty to provide information to the Secretary of State. Regulation 7 postpones this award in order to enable the Secretary of State to serve a recruitment notice under Regulation 8. The full effect of Regulation 6, 7 and 8 is set out in the Annex to this judgment.

EMPLOYMENT JUDGE JOHNSON

**JUDGMENT SIGNED BY EMPLOYMENT
JUDGE ON 1 October 2020**

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