



EMPLOYMENT TRIBUNALS

Claimant: Miss C Jones

Respondent: Jamie Hill Ltd (in creditors voluntary liquidation)

Heard at: Cardiff by video **On:** 20 May 2021

Before: Employment Judge R Harfield

Representation:

Claimant: Ms Randall (counsel)

Respondent: Did not attend (the liquidators had previously confirmed they were not attending)

JUDGMENT

The Judgment of the Tribunal is that:

Liability

1. The claimant's application to amend to bring a notice pay claim and a claim for annual leave accrued and outstanding on termination of employment is granted;
2. The claimant was constructively unfairly dismissed;
3. The respondent, in breach of contract, failed to pay the claimant's notice pay;
4. The respondent failed to pay the claimant's accrued and outstanding holiday pay on the termination of her employment;
5. The respondent made unauthorised deductions from wages in respect of salary and commission due to the claimant prior to the termination of her employment.

Remedy

6. The claimant is awarded the gross sum of **£1205.98** in respect of her breach of contract claim for 2 weeks' unpaid notice pay;

7. The claimant is awarded the gross sum of **£565.50** in respect of accrued and outstanding holiday pay on the termination of her employment;
8. The claimant is awarded the gross sum of **£1837.09** in respect of unpaid salary and commission prior to the termination of her employment;
9. In respect of the unfair dismissal the claimant is awarded a basic award of **£942.50**;
10. The claimant is further awarded a compensatory award of **£5787.33** in respect of net loss of earnings, loss of employer pension contributions and loss of statutory rights.

Employment Judge R Harfield
Dated: 20 May 2021

JUDGMENT SENT TO THE PARTIES ON 24 May 2021

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FOR THE SECRETARY OF EMPLOYMENT TRIBUNALS
Mr N Roche

NOTE:

This is a written record of the Tribunal's decision. Reasons for this decision were given orally at the hearing. Written reasons are not provided unless (a) a party asks for them at the hearing itself or (b) a party makes a written request for them within 14 days of the date on which this written record is sent to the parties. This information is provided in compliance with Rule 62(3) of the Tribunal's Rules of Procedure 2013.