



EMPLOYMENT TRIBUNALS

Claimant: Mr D Mehlhoffer

Respondent: Bryan's Salads Limited

Heard at: Manchester

On: 21st, 22nd & 23rd March
2017

Before: Employment Judge Howard

Representation:

Claimant: Mr Tettey, Counsel

Respondent: Mr Isherwood, Legal Consultant

JUDGMENT

The judgment of the Tribunal is that:-

The claimant's claims of detriment and dismissal because of a public interest disclosure are dismissed upon withdrawal.

The claimant's claim of unfair dismissal pursuant to the provisions of Part X Employment Rights Act 1996 is well founded; the claimant was unfairly dismissed.

The claimant's claim of failure to provide written particulars of employment pursuant to S1 Employment Rights Act 1996 is well founded. In accordance with S38 Employment Act 2002, the claimant is awarded the sum equivalent to 2 weeks pay.

The claimant's claim for breach of contract, being 2 weeks' unpaid notice of termination of employment is well founded.

The claimant's claim of failure to provide written reasons for dismissal pursuant to S92 Employment Rights Act 1996 is not well founded and is dismissed.

Remedy

By consent; the Respondent is ordered to pay the claimant the sum of £16,000.00 consisting of the following;

Unfair dismissal:	£13,972.00
Breach of contract:	£1,014.00
Failure to provide statement of terms:	£1,014.00

The recoupment regulations do not apply to this award.

Employment Judge Howard
23rd March 2017

JUDGMENT SENT TO THE PARTIES ON
27 March 2017

FOR THE SECRETARY OF THE TRIBUNALS



NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number: 2401047/2016

Name of case: Mr D Mehlhoffer v Bryan's Salads Ltd

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant decision day" is: 27 March 2017

"the calculation day" is: 28 March 2017

"the stipulated rate of interest" is: 8%

MR S ARTINGSTALL
For the Employment Tribunal Office