



# EMPLOYMENT TRIBUNALS

**Claimant**

**Respondent**

**Mrs Geta Sukul**

**v**

**Cargil Car Limited**

**Heard at:** Watford

**On:** 9 February and 3 April 2017

**Before:** Employment Judge Bedeau

## **Appearances**

**For the Claimant:** Mr R Persaud, Employment Consultant

**For the Respondent:** Mr K Webster, Counsel

## **JUDGMENT**

1. The claimant was constructively unfairly dismissed by the respondent.
2. The claimant did not contribute to her dismissal.
3. By agreement between the parties the respondent is ordered to pay the claimant the sum of £24,354 net, on the following sums:
  - 3.1. the sum of £15,000 to be paid by not later than 4pm 18 April 2017;
  - 3.2. the sum of £1,00 to be paid by not later than 4pm 30 April 2017 and at the end of each subsequent month; and
  - 3.3. the final payment of £1,354 shall be paid by not later than 4pm 29 December 2017.
4. The tribunal orders that the claimant be reinstated to the position of Senior Controller to commence on Monday 10 April 2017 at 7am. The following terms shall apply:
  - 4.1. the claimant's position as Senior Controller shall be full-time;
  - 4.2. that her hourly rate of pay will be £13 gross;

- 4.3. that she shall work five shifts a week, commencing at 7am and ending at 7pm;
- 4.4. she shall sign an opt out clause in respect of working in excess of 48 hours a week; and
- 4.5. all rights and privileges, including seniority and pension rights, if applicable, shall be restored to the claimant by the respondent.

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Employment Judge Bedeau

Date: 12/04/2017

Sent to the parties on: 12/04/2017

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For the Tribunal Office

Note

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.