



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr G Difilippo

**Respondent:** Minori Restaurant Limited

**Heard at:** Manchester

**On:** 12 September 2018  
and 1 November 2018

**Before:** Regional Employment Judge Parkin

## REPRESENTATION:

**Claimant:** In person

**Respondents:** No attendance (but response presented)

## JUDGMENT

The judgment of the Tribunal is that:

1. The respondent made unlawful deductions from the claimant's wages on a continuing basis during his employment from 27 February to 31 December 2017 and is ordered to pay him the sum of £1,072.50 gross in respect of 15 days' pay at his gross daily rate of £71.50 together with outstanding tips in the sum of £3,225.00 gross, making a total sum of £4,297.50 gross.
2. Pursuant to Regulation 14 of the Working Time Regulations 1998, the respondent is ordered to pay the claimant compensation for accrued paid annual leave outstanding at the date of termination of employment in the sum of £1,001.00 gross in respect of 14 days' leave at his gross daily rate of £71.50.
3. In breach of contract, the respondent failed to reimburse the claimant the agreed sums for car repairs and petrol expenses, incurred on behalf of the respondent's business and the respondent is ordered to pay the claimant the total sum of £855.00.

Regional Employment Judge Parkin

Date 1 November 2018

JUDGMENT SENT TO THE PARTIES ON

7<sup>th</sup> November 2018

FOR THE TRIBUNAL OFFICE

**Public access to employment tribunal decisions**

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



## NOTICE

### THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number(s): **2410308/2018**

Name of **Mr G Difilippo** v **Minori Restaurant Ltd**  
case(s):

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: **7<sup>th</sup> November 2018**

"the calculation day" is: **8<sup>th</sup> November 2018**

"the stipulated rate of interest" is: **8%**

MR J HANSON  
For the Employment Tribunal Office