



Claimant: Mr P P Bleasdale

Respondent: Freight First Ltd

JUDGMENT

Employment Tribunals Rules of Procedure 2013 – Rule 21

The respondent not having presented a response with grounds of resistance to the claim and on the information before the Judge including the liquidators' letters dated 2 July 2018 and 4 September 2018, the Judgment of the Tribunal is that:

- 1) The claim is well-founded in that the respondent failed to comply with its statutory collective consultation obligations under Section 188 of the Trade Union and Labour Relations (Consolidation) Act 1992 before proposed multiple redundancy dismissals took effect at its establishment at Astonfields Road, Runcorn on 29 March 2018 onwards.
- 2) Under Section 189(1)(d), (2), (3) and (4), the Tribunal makes a protective award in respect of the claimant and the respondent is ordered to pay remuneration to him for a protected period of 90 days beginning on 29 March 2018.
- 3) The Employment Protection (Recoupment of Jobseeker's Allowance and Income Support) Regulations 1996 apply to this award. The respondent is advised of the provisions of Regulation 5, such that, within 10 days of this judgment being promulgated or as soon as is reasonably practicable, the respondent must comply with the provisions of Regulation 6 and, in particular, must supply to the Secretary of State the following information in writing:
 - (a) the name, address and national insurance number of the claimant; and
 - (b) the claimant's date of termination.
- 4) The respondent will not be required to make any payment under the protective award made until it has received a recoupment notice from the Secretary of State or notification that the Secretary of State does not intend to serve a recoupment notice having regard to the provisions of Regulation 7(2). The Secretary of State must normally serve such recoupment notice or notification on the employer within 21 days of receipt of the required information from the respondent.

5) The hearing listed on 14 September 2018 is cancelled.

Regional Employment Judge Parkin

Date: 13 September 2018

JUDGMENT SENT TO THE PARTIES ON

19 September 2018

AND ENTERED IN THE REGISTER

FOR THE TRIBUNAL OFFICE

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