



EMPLOYMENT TRIBUNALS

Claimant: Miss A Moores

Respondent: Mahiki Manchester Holdings Ltd
(formerly The Diners Inn 3 Ltd)

JUDGMENT

Employment Tribunals Rules of Procedure 2013 – Rule 21

No response having been presented to the claim and on the information before the Judge,

1. The proper name of the respondent is Mahiki Manchester Holdings Ltd which changed its name from The Diners Inn 3 Ltd) and the claimant was employed by the respondent as its Commercial Manager from 4 September 2017 to 18 June 2018.
2. The claimant complains of unfair dismissal. Section 108 of the Employment Rights Act 1996 requires a claimant to have not less than two years' service to make an unfair dismissal complaint but the claimant was employed by the respondent for less than two years. She has failed to give an acceptable reason, despite being given the opportunity to do so, why the complaint should not be struck out. Accordingly, the unfair dismissal claim is struck out.
3. The respondent has made an unauthorised deduction from the claimant's wages and is ordered to pay the claimant the gross sum of £1353.92.
4. The claimant was dismissed in breach of contract in respect of notice and the respondent is ordered to pay damages to the claimant in the sum of £1833.00 gross.
5. The respondent has failed to pay the claimant's holiday entitlement and is ordered to pay the claimant the sum of £507.72.

Regional Employment Judge Parkin

Date: 11 December 2018

JUDGMENT SENT TO THE PARTIES ON

03 January 2019

AND ENTERED IN THE REGISTER

.....
FOR THE TRIBUNAL OFFICE

NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number(s): **2416231/2018**

Name of **Miss A Moores** v **Mahiki Manchester**
case(s): **Holdings Limited**
(formerly The Diners Inn
3 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: **03 January 2019**

"the calculation day" is: **04 January 2019**

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

MRS L WHITE
For the Employment Tribunal Office

