Case Number: 3303995/2018



EMPLOYMENT TRIBUNALS

BETWEEN

Claimant and Respondent

Ms M Chrominska Cricklewood Bagel Bakery Ltd

Held at: Watford On: 17 October 2018

Before: Employment Judge Smail

Appearances

Claimant: Mr T. Perry (Counsel)

Respondent: No appearance

Upon the Respondent entering creditors voluntary liquidation and, by its liquidators, indicating it will play no further role in proceedings; and upon hearing Counsel for the Claimant

JUDGMENT

- 1. The purported acceptance of the Response dated 31 August 2018, issued in error, is revoked. The Response was served late and time is not extended.
- 2. The Claimant's claims for unfair dismissal, breach of contract by failure to pay the national minimum wage and for holiday pay are well-founded.
- 3. The Claimant is to be compensated by 3 weeks gross pay for the Respondent's failure to issue a statement of written terms and conditions of employment.
- 4. The Respondent must pay the Claimant the following Grand Total within 14 days

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No.	Claim	Calculation	Amount £
1.	Unfair Dismissal	Basic Award	300.02
		Compensatory Award Lost earnings 12.10.17 to 29.1.18 £643.80 Loss of statutory rights £500	1143.80
2.	Breach of Contract/ National Minimum Wage	1.10.14 to 12.10.17	1598.73
3	Holiday Pay	1.11.16 to 12.10.17 £370.74 1.11.15 to 31.10.16 £300.02	670.76
4	Failure to provide written statement of employment particulars	3 weeks @ £150.01 pw	450.03
		Grand Total	4163.34

5. If the Claimant wishes to pursue her claim for sexual harassment, she must file an application with the Tribunal to apply to join Mr Isaac Nahum as Second Respondent, with such particularity of detail as she can in terms of when, where and what happened, by 16 November 2018. Failure so to do will be treated as a withdrawal of this claim.

Employment Judge Smail

South East Region

16 November 2018

Judgment sent to the parties on