



THE EMPLOYMENT TRIBUNALS

BETWEEN

Claimant

Respondent

Mr John Dermody

AND

Pathways 4 All Limited

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

Held at: North Shields

On: 15 February 2019

Before: Employment Judge A M Buchanan

Appearances

For the Claimant:

No attendance

For the Respondent:

Mr Terence J McManus - Director

JUDGMENT

It is the judgment of the Tribunal that the claim for breach of contract in respect of unpaid notice pay is not well-founded and is dismissed.

REASONS

1. The claimant advanced a claim for unpaid notice of one week pay by a claim form filed on 15 November 2018. The respondent denied liability.
2. The matter came before me this morning. The claimant did not attend but a director of the respondent company did attend.
3. I decided to proceed with the hearing and took full account of all that the claimant had written in his claim form.

4. I perused the pay slips sent to the claimant on 31 August 2018 and 30 September 2018. I am satisfied that the claimant was paid in his August payslip for his work carried on Sunday 26 August 2018.

5. I am satisfied that the claimant did not work on 2 September 2018 as the Centre was closed for cleaning but he was nonetheless paid by the respondent. The claimant was dismissed on 4 September 2018 and was entitled to one week's pay in lieu of notice. On 30 September 2018 the claimant was paid two weeks' pay and his final accrued holiday entitlement.

6. Accordingly, I am satisfied that the claimant was paid his notice pay in September 2018 and that the claim for breach of contract is not well-founded and is dismissed.

EMPLOYMENT JUDGE A M BUCHANAN

**JUDGMENT SIGNED BY EMPLOYMENT
JUDGE ON 15 February 2019**

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