



# EMPLOYMENT TRIBUNALS

**Claimant:** Mrs A Gormley

**Respondent:** BM Retail Limited (In Administration)

Introduction: No response was presented by the return date and the administrator provided consent for the claim to proceed. A hearing was arranged but vacated by me on the application of the claimant. I was able to give Judgment from the information available to me.

## RULE 21 JUDGMENT

- 1 The claimant's complaints of unfair dismissal and breach of contract are well founded and succeed.
- 2 The respondent shall pay the following sums in gross damages (salary and pension) in respect of its failure to provide three months' notice: £13, 118.
- 3 I make no Basic Award (the claimant having received a statutory redundancy payment from the Insolvency Service).
- 4 The respondent shall pay to the claimant a Compensatory Award of £18, 875.
- 5 The prescribed period is 3 March 2021 to 4 August 2021. The Prescribed Element is £18375. The amount by which the compensatory Award exceeds the prescribed element is £500 (loss of statutory rights).
- 6 The recoupment regulations apply to this compensatory award.

**Employment Judge JM Wade**

**4 August 2021**

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