



EMPLOYMENT TRIBUNALS

Claimant: Mrs S Downing

Respondent: BM Retail Limited (In Administration)

Heard: BY CVP **On:** 3 August 2021

Before: Employment Judge JM Wade

Appearances

For the claimant: In person

For the respondent: No appearance

This has been a remote hearing. No response was presented by the return date and the administrator provided consent for the claim to proceed on 22 February 2021. I heard sworn evidence from the claimant and determined her claim today as set out below. There was no claim for a protective award in the claim form. Had such a claim been presented, the facts described suggest it would have had little or no prospects of success.

RULE 21 JUDGMENT

- 1 The claimant's complaints of unfair dismissal, unlawful deduction from wages and breach of contract succeed.
- 2 Any other complaints indicated in the claim form are dismissed as being outside the jurisdiction of the Tribunal/misconceived.
- 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 £12 128.
- 5 The recoupment regulations do not apply to this award.
- 6 I make no awards in respect of the other claims, any other sums having been paid by the Insolvency Service or included in the Compensatory Award.

Employment Judge JM Wade

3 August 2021

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