



EMPLOYMENT TRIBUNALS

Claimant: Miss P Genova
Respondents: Catatel Limited
Heard at: East London Hearing Centre (Via Cloud Video Platform)
On: 5 July 2021
Before: Employment Judge Crosfill

Representation

Claimant: In person
Respondent: No appearance or representation

UPON the Respondent asserting in its ET3 that the Claimant was engaged by Catatel Limited and filing an ET3 on behalf of that legal entity and the Claimant accepting the Respondent's position.

AND UPON the Tribunal using its case management powers under rule 34 of Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 to substitute Catatel Limited for Panayotka Semerdzhyeva as the Respondent to these proceedings.

AND UPON hearing evidence from the Claimant and reading the ET1, ET3 and all the documents in the tribunal file.

AND UPON the Respondent not denying in its ET3 that wages were due to the Claimant but purporting to set off from any wages sums claimed from the Claimant. There being no evidence of any written agreement to do so contrary to Section 13 of the Employment Rights Act 1996.

AND UPON the Respondent failing to comply with any of the directions and orders of the Tribunal and failing to attend the hearing despite having requested the services of an interpreter.

AND UPON the Tribunal determining that it was in the interests of justice for the hearing to proceed in the absence of the Respondent pursuant to rule 47 of Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013.

JUDGMENT

1. The Claimant's claim for unlawful deduction from wages brought under Section 23 of the Employment Rights Act 1996 is well founded.
2. It is declared that the Respondent deducted the sum of £710.00 from the Claimant's Wages due in August 2020.
3. The Respondent is ordered to pay the Claimant the sum of £710.00

Employment Judge Crosfill

5 July 2021