



EMPLOYMENT TRIBUNALS

Claimant: Mr Ashley Askin

Respondent: P A A Leisure Limited

Heard at: Liverpool

On: 1 February 2023

Before: Employment Judge Aspinall

Representation

Claimant: in person

Respondent: Mr David Cook, director

JUDGMENT

The claimant's claim for unpaid holiday pay FAILS.

He claimed full pay for 28 days carried over leave from holiday year 2020 – 2021 when he was on furlough. The respondent correctly asserted its right in Regulation 16(5) of the Working Time Regulations 1998 to off set the 80% furlough pay it had paid to the claimant throughout the relevant leave period when making payment for the carried over annual leave.

This brings the complaint to an end.

Employment Judge Aspinall

Date: 1 February 2023

JUDGMENT SENT TO THE PARTIES ON

6 February 2023

FOR THE TRIBUNAL OFFICE

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.