



EMPLOYMENT TRIBUNALS

Claimant: Mr J Brannigan & others

Respondent: SAIETTA SUNDERLAND PLANT LIMITED (in Administration)

JUDGMENT BY CONSENT

UPON reading the joint application submitted by the Respondent on behalf of all the parties

AND UPON the parties having agreed to the terms of the Judgment set out below by consent

The Judgment of the Employment Tribunal made under Rule 64 of Schedule 1 of the Employment Tribunals (Constitution & Rules of Procedure) Regulations 2013 is that:

1. In relation to the Claimants listed in Schedule A attached to this Judgment the Respondent failed to adequately comply with a requirement of section 188 of the Trade Union & Labour Relations (Consolidation) Act 1992 and the claim for a protective award brought under section 189 of the Trade Union & Labour Relations (Consolidation) Act 1992 succeeds and
2. The Claimants' redundancies were made **within a 90-day period** at one single establishment following the appointment of Joint Administrators due to the financial position of the Company.
3. The Respondent is ordered to pay remuneration for a protected period of 80 days beginning on 4 March 2024 (being the date on which the first of the dismissals to which the complaint relates took effect) to the Claimants listed in Schedule A attached to this Judgment.

4. There should be no order as to costs and each party shall bear their own costs in these proceedings.

Employment Judge Sweeney

Date: 19 December 2024

Schedule

Case Number	Claimant Name
2501201/2024	Mr Jack Brannigan
2501202/2024	Mrs Joanna Batey
2501203/2024	Mr Gordon Scott
2501204/2024	Ms Melanie Cutter
2501205/2024	Mr Norman Stephen Arries
2501206/2024	Miss Sarah Drysdale
2501207/2024	Mr Martin Laybourn
2501208/2024	Mr Robert Common
2501209/2024	Mr Brett Gaute
2501210/2024	Mr Clive Maughan
2501211/2024	Mr Jonathon Gavaghan
2501212/2024	Mr Stephen Ditchburn
2501213/2024	Mr Terence Ward
2501214/2024	Mr Steven Nelson
2501215/2024	Mr Anthony Ronald Grant
2501216/2024	Mr Jake Richardson
2501217/2024	Mr Daniel Mitchell
2501218/2024	Mr Samuel Wright
2501219/2024	Miss Andrea Beer
2501220/2024	Mr Barry Knott
2501221/2024	Mrs Stella-Maris Wilkes
2501222/2024	Mrs Sharon Hunter
2501223/2024	Miss Sindiso Moyo
2501224/2024	Mr John Alan Richardson
2501225/2024	Mr Joseph Simon Batey
2501226/2024	Mr Peter Gibson
2501227/2024	Mrs Melanie Kitson
2501228/2024	Mrs Elizabeth Fellows

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.

Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/