



EMPLOYMENT TRIBUNALS

Claimant: Ms M Kaur

Respondent: Mayfair Outlet Limited

HEARD AT: Bedford

ON: 15 July 2016

BEFORE: Employment Judge Adamson

MEMBERS:

REPRESENTATION

For the Claimant: In person

For the Respondent: Did not attend nor represented

JUDGMENT

The claim is dismissed.

REASONS

1. The claim is for unauthorised deduction from wages made pursuant to Part 2 Employment Rights Act 1996. The respondent had presented a response out of time which was rejected.
2. I did not hear any evidence today, the claimant having immediately informed me that the respondent had paid all the wages due to her, albeit late only once ACAS had been involved and after she had begun these proceedings. It followed that there was no sum outstanding, albeit there had been at the date she presented her claim. It followed further that as I was unable to make an order for the respondent to pay to the claimant any sum of outstanding wages, I could not consider making an order pursuant to s.24(2) Employment Rights Act 1996 (consequential finance loss attributable to the unauthorised deduction).

3. The claimant has had her issue fee for presentation. On 4 July this year the respondent wrote to the claimant asking for a hearing fee in these proceedings. The claimant informs me that she has applied for remission of that fee also. Should the claimant not have to pay the fee then the claimant will not have incurred any expense. Should the claimant be required to pay the fee and do so, I will then on her application make an order pursuant to s.74-77 Employment Tribunals Rules of Procedure 2013 in respect of that hearing fee, ie £230.

Employment Judge Adamson

Date: 2 August 2016

JUDGMENT SENT TO THE PARTIES ON

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FOR THE SECRETARY TO THE TRIBUNALS