



EMPLOYMENT TRIBUNALS

Claimant: Mr A Rose

Respondent: Armstrong Health & Fitness Limited

Heard at: North Shields **On:** 23 November 2017

Before: Employment Judge Johnson (sitting alone)

Representation:

Claimant: In person

Respondent: Ms K Armstrong (Director)

JUDGMENT

- 1 The title of the proceedings is amended to show the correct name of the respondent as being Armstrong Health & Fitness Limited.
- 2 The claimant's complaint of unauthorised deduction from wages is well-founded and succeeds. The respondent is ordered to pay to the claimant the sum of £1,072.50 in respect of wages unlawfully deducted. That sum is to be paid gross and the claimant shall be responsible for the payment of any income tax and national insurance contributions thereon.
- 3 The claimant's complaint of unauthorised deduction from wages (failure to pay notice accrued holiday pay) is well-founded and succeeds. The respondent is ordered to pay to the claimant the sum of £96.00 in respect of accrued holiday pay. That sum is to be paid gross and the claimant shall be responsible for the payment of any income tax and national insurance contributions thereon.
- 4 The Employment Tribunal does not have jurisdiction to hear the respondent's contract counter claim. That claim is dismissed.

Employment Judge Johnson

Date 27 November 2017

Note

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.