



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4118056/2018 & others (as per multiple ref 8669)

Mr D Oatway & others

Claimant

Crummock (Scotland) Limited (In Liquidation)

Respondent

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

No response has been presented to these claims. Matthew Henderson and Donald McNaught were appointed joint liquidators of the respondent. By interlocutor dated 4 June 2019, Sheriff KJ McGowan granted leave to the claimants to commence proceedings against the respondent in liquidation. The Employment Judge has therefore decided to issue the following judgment on the available material under rule 21:

- 1 The complaint that the respondent failed to comply with the requirement under Section 188 of the Trade Union and Labour Relations (Consolidation) Act 1992 is well founded.
- 2 On or around 1 June 2018 the claimants were notified that their employment was coming to an end by reason of redundancy. No consultation or notice was given to the employees before their employment was terminated. The claimants were dismissed on 1 June 2018.
- 3 The respondent dismissed more than 20 employees by reason of redundancy within a 90 day period. All the employees were based at the same establishment.
- 4 There should be a protective award made in respect of each claimant working at the respondent's establishment at Butterfield Estate, Bonnybrigg, EH14 3JQ on 1 June 2018.

5 The protected period should be 90 days beginning on 1 June 2018.

Employment Judge:	Muriel Robison
Date of Judgement:	31 July 2019
Entered in register:	01 August 2019
And copied to parties	