



# EMPLOYMENT TRIBUNALS

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**Claimant:** Mr A Birtwistle  
**Respondent:** Northside Truck and Van Limited

## AT A HEARING

**Heard at:** Leeds                      **On:** 13<sup>th</sup> December 2019  
**Before:** Employment Judge Lancaster

### Representation

**Claimant:** In person  
**Respondent:** Mr R Hutchison, solicitor

## JUDGMENT

1. The claim for all unauthorised deductions from wages from payments made before 10<sup>th</sup> September 2017 is struck out because the Tribunal has no jurisdiction to hear it under section 23 (4A) of the Employment Rights Act 1996.
2. The claim for an unauthorised deduction from wages due in respect of commission properly payable for May 2019 is well founded, and by consent the Respondent is ordered to pay to the Claimant compensation in the sum of £1250.
3. The Respondent's contract claim is struck out because the Tribunal has no jurisdiction to hear it under article 4 (d) of the Employment Tribunals Extension of Jurisdiction (England & Wales) Order 1994

EMPLOYMENT JUDGE LANCASTER

DATE 13<sup>th</sup> December 2019