

# THE INDUSTRIAL TRIBUNALS

CASE REF: 10267/18

**CLAIMANT:** Cyril Thomas Neil Greenaway

**RESPONDENT:** Justin Devine Transport

## DECISION

The unanimous decision of the tribunal is as follows:-

- (A) The claimant's wages claim is well-founded and it is Ordered that the respondent shall pay to the claimant the sum of £13,000.00 in respect of wages.
- (B) The claimant's holiday pay claim is well-founded and it is Ordered that the respondent shall pay to the claimant the sum of £5,688.49 in respect of holiday pay.
- (C) The tribunal's determination is that the respondent is in breach of the requirement to provide the claimant with a statement of terms and conditions of employment. Under Article 27 of the Employment Rights (Northern Ireland) Order 1996 the tribunal makes an award of the sum of £1,590.00.

The total of these awards is £20,278.49 and it is Ordered that the respondent shall pay to the claimant the sum of **£20,278.49**.

### Constitution of Tribunal:

**Employment Judge:** Employment Judge Leonard

**Members:** Mr T Carlin  
Mr W Mitchell

### Appearances:

**The claimant was self-represented.**

**The respondent did not appear and was not represented.**

1. In this matter the respondent's response to these proceedings was, by Order, struck out in its entirety and, as a consequence, the respondent was disbarred from any entitlement to take any further part in these proceedings.

2. The tribunal's determination in the matter is in accordance with the oral and documentary evidence received. Reasons were provided by the tribunal at the conclusion of the final day of the oral hearing.
3. This is a relevant decision for the purposes of the Industrial Tribunals (Interest) Order (Northern Ireland) 1990.

**Employment Judge:**

**Date and place of hearing: 5 February 2019, 18 April 2019 & 18 July 2019, Belfast.**

**Date decision recorded in register and issued to parties:**