



EMPLOYMENT TRIBUNALS

Claimant: Mr Jacob Benjamin

Respondent: (1) Mark Shaw
(2) Nathan Parry
(3) System4Leisure

Heard at: Manchester

On: 8 September 2020

Before: Employment Judge Sharkett

REPRESENTATION:

Claimant: In person

Respondent: (1) In person
(2) No attendance
(3) Mr Matthew Bonilla of the (3) Respondent.

JUDGMENT

Rule 38

The judgment of the Tribunal is that:

- 1 An unlawful deduction was made from the claimant's wages in the sum of £405.43.
- 2 The claimant's claim of unlawful deduction of wages is well founded and succeeds.
- 3 The liability of the employer for this unlawful deduction, passed by reason of Regulation 4 of the Transfer of Undertakings (Protection of Employment) Regulations 2006 to the Third respondent – System4 Leisure.
- 4 The Third respondent is ordered to pay the sum of £405.43 to the claimant

Employment Judge Sharkett

Date: 9 September 2020

JUDGMENT SENT TO THE PARTIES ON

15 September 2020

FOR THE TRIBUNAL OFFICE

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.



NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number: **2410351/2019**

Name of case: **Mr J Benjamin** v **(1) Mark Shaw**
(2) Nathan Parry
(3) System4Leisure

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant decision day" is: **15 September 2020**

"the calculation day" is: **16 September 2020**

"the stipulated rate of interest" is: **8%**

Mr S Harlow
For the Employment Tribunal Office