



EMPLOYMENT TRIBUNALS

Claimant: GMB

Respondents: Wilko Retail Limited (R1)
Wilkinson Hardware Stores Limited (R2)
Wilko Store Limited (R3)
Wilko Brands Limited (R4)
Wilko Brand Protection Limited (R5)
Wilko Digital Limited (R6)

JUDGMENT

Employment Tribunals (Constitution & Rules of Procedure) Regulations 2013 – Rule 21

1. The claim against the Second, Third, Fourth, Fifth and Sixth Respondents is dismissed on withdrawal by the Claimant.
2. It is not disputed that the First Respondent has failed to comply with the requirements of Section 188 Trade Union & Labour Relations (Consolidation) Act 1992 and therefore the Tribunal makes a declaration that there was a breach of the provisions of that section.
3. The Tribunal accordingly makes a protective award in respect of all staff employed by the First Respondent at its Head Office establishment as at 31st January 2019 in respect of whom the Claimant had collective bargaining rights and whose employment terminated by reason of redundancy between 31st January 2019 and 12th April 2019.
4. The protected period is a period of 90 days commencing on 31st January 2019.

5. The Employment Protection (Recoupment of Benefits) Regulations 1996 may apply to this award.

Employment Judge Heap

Date: 6th January 2020

JUDGMENT SENT TO THE PARTIES ON

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AND ENTERED IN THE REGISTER

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FOR THE TRIBUNAL OFFICE