



EMPLOYMENT TRIBUNALS

Claimant: Mr J Wilkinson

Respondent: The Reclaimed Flooring Company

JUDGMENT

The complaint that the claimant was unfairly dismissed is struck out.

REASONS

1. The claimant complains of unfair dismissal.
2. Section 108 of the Employment Rights Act 1996 requires a claimant to have not less than two years service to make an unfair dismissal complaint.
3. The claimant was employed by the respondent for less than two years.
4. Therefore the claimant is not entitled to bring such a complaint.
5. The claimant has failed to give an acceptable reason, despite being given the opportunity to do so, why the complaint should not be struck out.
6. Accordingly, the complaint of unfair dismissal is struck out. The claimant's other complaints of breach of contract (notice)/wrongful dismissal and for accrued but untaken annual leave are not affected by this judgment.

Employment Judge Allen

Date: 6 July 2021

JUDGMENT SENT TO THE PARTIES ON
23 July 2021

FOR THE TRIBUNAL OFFICE