



EMPLOYMENT TRIBUNALS

Claimant: Mr N Marshall

Respondent: Motor Outlet Limited
Steve Padden
Stuart Deas

Heard at: Liverpool

On: 1,2,3 December 2021

Before: Employment Judge Aspinall

Representation

Claimant: Miss Kponou

Respondent: Mr Jenkins

JUDGMENT

The claimant's complaint of automatically unfair dismissal for having asserted the statutory right not to suffer an unauthorised deduction is well founded and succeeds.

The claimant's complaint of failure to provide an itemized pay statement is well founded and succeeds.

The claimant's complaints of public interest disclosure detriment (including dismissal as detriment) and as automatically unfair dismissal are not well founded and fail. The claimant's complaint of being denied the right to be accompanied at a disciplinary hearing is not well founded and fails. The claimant's argument that the ACAS Code applied to his case is rejected.

The matter will be listed for a remedy hearing

Employment Judge Aspinall
Date 3 December 2021

JUDGMENT SENT TO THE PARTIES ON
14 December 2021

FOR THE TRIBUNAL OFFICE

Notes

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.