



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4106035/2024

Miss S Oussaiden

Claimant

**The Newport Restaurant
(Creditors voluntary liquidation)**

Respondents

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

No response has been presented to this claim and an Employment Judge has decided to issue the following judgment on the available material under rule 21:

- 1 The respondent has unlawfully withheld wages and is ordered to pay the claimant the gross sum of One Thousand and Fifty Nine Pounds and Twenty Five Pence (£1059.25) (Calculated on the basis of 111.5 hrs x £9.50p/h).
- 2 The respondent having failed to pay the claimant's holiday entitlement for the 2022 to 2024 leave years is ordered to pay the claimant the gross sum of One Thousand Eight Hundred and Fifty Eight Pounds and Twenty Pence (£1858.20) (Calculated on the basis of 195.6 hrs x £9.50p/h).

3. The respondent shall be at liberty to deduct from the above sums prior to making payment to the claimant such amounts of Income Tax and Employee National Insurance Contributions (if any) as it may be required by law to deduct from a payment of earnings of that amount made to the claimant, and if it does so, duly remits such sums so deducted to HM Revenue and Customs, and provides to the claimant written evidence of the fact and amount of such deductions and of the sums deducted having been remitted to HMRC, payment of the balance to the claimant shall satisfy the requirements of this judgment.

Employment Judge: I McFatridge

Date of Judgment: 03 October 2024

Date sent to Parties: 07 October 2024