



EMPLOYMENT TRIBUNALS

Claimant: Mr DW Dambagolla

Respondent: Automobile Asssocation

JUDGMENT

The claimant's application dated **29 March 2017** for reconsideration of the reserved judgment sent to the parties on **08 March 2017** is refused.

REASONS

I have received and perused the Claimant's application for reconsideration of the Tribunal's judgment in the above case.

The application contains five grounds as identified within it as A - E. The application contains a number of paragraphs and sub-paragraphs running from 1 to 5.11 and has attached to it a chronology which runs from sub-paragraph 1.1 to 29. Also attached were 24 other documents being either photographs with and without additional text or copies of documents with or without additional text. Within his application the Claimant alludes to mental health issues as indeed he had done three days ago in other correspondence to the tribunal regarding this application. I bear that in mind.

In considering the application I have regard to rules 70 – 72 Employment Tribunals Rules of Procedure 2013 (Reconsideration of Judgments) together also with rule 2 (Overriding Objective).

The Claimant criticises the performance of his counsel. The Claimant had instructed and was represented by his counsel throughout the hearing of his claim. The Claimant criticises some of the actions of the Respondent and its legal representatives including its counsel. At no time during the hearing was it submitted or suggested that the hearing should not go ahead, nor that the parties were not properly prepared.

During the course of the hearing there was an application to introduce additional documents, including a Claimant's chronology, which was dealt with and reasons given at the time and set out in the reserved judgment and reasons.

The Claimant states that he has fresh evidence but there is nothing to indicate that it was not available before the hearing.

I have read and considered the whole of the application including attachments. The Claimant effectively seeks to reargue his claim. That is not the purpose of a Reconsideration. I do not consider that there are any 'exceptional circumstances' identified in the application such that the interests of justice should allow this application to be considered.

I do not consider that there is any reasonable prospect of the original decision of the Tribunal being varied or revoked and in those circumstances, pursuant to rule 72(1), I refuse the application.

Employment Judge **Adamson**
Dated 31 March 2017

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE