

EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: S/4105192/16

**Held in Glasgow on 26 June 2017 (Preliminary Hearing);
and 27 June 2017 (Deliberation)**

Employment Judge: Ian McPherson

Miss Katarzyna Wojcik

**Claimant
Represented by:
Mr Paul McGowan-
Solicitor**

South City Laundry Limited

**Respondents
Not Present and
Not Represented-
Written Representations**

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

The judgment of the Tribunal is that:-

(1) The respondents having failed to appear, or to be represented, at this Preliminary Hearing, the Tribunal, in terms of **Rule 47 of the Employment Tribunals Rules of Procedure 2013**, having considered their non-attendance, and noted the explanation for it provided in advance to the Tribunal by the respondents' representative, decided not to dismiss their response to the claim ;

(2) The Tribunal proceeded with the listed Preliminary Hearing in the absence of the respondents, the claimant and her representative both being present and ready to proceed with the listed Hearing, as also the Tribunal appointed interpreter being present, and the Tribunal took into account sworn evidence from the claimant, closing submissions from her solicitor, and the respondents' previously submitted written representations, as also the

information available to it from the respondents' previously lodged ET3 response, and correspondence from the respondents' representative as previously lodged with the Tribunal;

5 (3) Having done so, the Tribunal finds that the claimant presented the sex discrimination part of her claim outwith the relevant statutory time limit of three months from the date of the acts complained of, but it is nonetheless just and equitable to allow that complaint to proceed to a full Hearing on the merits ; and

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(4) Accordingly, the Tribunal has jurisdiction to hear that part of the claim against the respondents, and the case will now proceed to be listed for a Final Hearing for full disposal, including remedy if appropriate, on dates to be hereinafter assigned by the Tribunal, in **October, November or December 2017**, following the usual process, with date listing letters being issued to parties' representatives by the clerk to the Tribunal when issuing this Judgment to both parties.

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REASONS

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1. In terms of **Rule 62 of the Employment Tribunals Rules of Procedure 2013**, I have decided to give my reserved judgment in writing in this Judgment, but reserved my Reasons, to be issued in writing later.

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2. Written Reasons will follow in early course from the Tribunal.

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Employment Judge: Ian McPherson
Date of Judgment: 16 August 2017
Entered in register: 18 August 2017
and copied to parties

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