



EMPLOYMENT TRIBUNALS

Claimant: Mr A Davies

Respondent: The Dean Close Foundation

Heard at: Worle

On: 17, 18 and 19 October 2017

Before: Employment Judge C H O'Rourke
Ms S M Pendle
Mr H Patel

Representation

Claimant: Mr A Small - Counsel

Respondent: Mr J Bromige – Counsel

JUDGMENT

1. The Claimant's claim of age discrimination is dismissed, upon withdrawal.
2. The Claimant's claim of constructive unfair dismissal fails and is dismissed.
3. The Claimant has paid fees in connection with this claim. In R (on the application of UNISON) v Lord Chancellor [2017] UKSC 51, the Supreme Court decided that it was unlawful for Her Majesty's Courts and Tribunals Service (HMCTS) to charge fees of this nature. HMCTS has undertaken to repay such

fees. In these circumstances I shall draw to the attention of HMCTS that this is a case in which fees have been paid and are therefore to be refunded to the Claimant. The details of the repayment scheme are a matter for HMCTS.

Employment Judge O'Rourke

Date: 19 October 2017

ORDER SENT TO THE PARTIES ON
24 October 2017

.....
FOR THE TRIBUNAL OFFICE

Note

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.