



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss L Cremin

**Respondent:** Re-New Surface Systems Ltd

**UPON APPLICATION** made by a letter from the Claimant, attached to an email dated 28 June 2018, to reconsider the Judgment, sent to the parties on 15 June 2018 ("**Judgment**"), under rule 71 of the Employment Tribunals Rules of Procedure 2013 ("**Rules**").

## JUDGMENT

The Claimant's application for reconsideration is refused and the Judgment is confirmed.

## REASONS

### Background

1. The Claimant's letter attached to her email of 28 June 2018 set out her application for reconsideration of the Judgment. In that Judgment the Tribunal had concluded that the Claimant's various claims should be dismissed.

### Issues and Law

2. Rule 70 provides that reconsideration of a judgment will take place where the Employment Judge considers that it is necessary in the interests of justice to do so.
3. Rule 71 provides that applications for reconsiderations of judgments should be presented in writing within 14 days of the date on which the written record was sent to the parties and should explain why reconsideration is necessary. The Claimant's letter satisfied those requirements and therefore a valid application for reconsideration was made.

4. Rule 72(1) notes that an Employment Judge shall consider any application for reconsideration made under rule 71, and that if the Judge considers that there is no reasonable prospect of the original decision being varied or revoked then the application shall be refused and the Tribunal shall inform the parties of the refusal. Alternatively, rule 72 sets out the process that is then to be followed for further consideration of the application.

#### The Application

5. The essence of the Tribunal's Judgment was that the evidence did not support any of the Claimant's claims. The Claimant contended in her review application, in nine numbered sections, that the evidence supported her case and should have led to judgment in her favour. She also contended that some of the evidence she provided at the hearing had been omitted from the Judgment.

#### Conclusion

6. Tribunal judgments are not required to refer to every single piece of evidence adduced by the parties; they are only required to refer to evidence which is material to the judgment. In this case, the Tribunal heard and considered a great deal of evidence, with the Judgment ultimately spanning 116 paragraphs over 28 pages. The Judgment covered all evidence that was relevant to the issues the Tribunal had to decide.
7. I did not consider therefore that there was any reasonable prospect of the Tribunal's original Judgment being varied or revoked and I therefore concluded that the Claimant's application for reconsideration should be refused.

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Employment Judge S Jenkins

Date:.....13 August 2018.....

JUDGMENT SENT TO THE PARTIES ON

.....20 August 2018.....

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FOR THE TRIBUNAL OFFICE