



# EMPLOYMENT TRIBUNALS

Claimant

v

Respondent

Ms M Moloney

London Borough of Brent

Held at: Watford

On: 19 December 2018

Employment Judge Manley

## *Appearances*

For the claimant: Not in attendance

For the respondent: Ms R White, counsel

## JUDGMENT

- 1 The hearing listed for today and the following two days is postponed at the claimant's request in the light of the comments made by her GP in a statement of fitness for work certificate.
- 2 The hearing is now listed for **two days** before an employment judge on **Thursday 8 and Friday 9 August 2019** to start at 10am or as soon as possible at Watford Employment Tribunal, Radius House, Clarendon Road, Watford, WD17 1HP. The respondent will call one witness and bundle of documents has already been prepared.
- 3 In order to ensure that the case can proceed, I made the order set out below with respect to the claimant's health. I also made an unless order for the claimant's witness statement to be sent to the tribunal and the respondent as the order for it made many months ago has not been complied with.

## ORDERS

**Made pursuant to the Employment Tribunal Rules 2013 and by consent**

- 1 The claimant will ask her GP to prepare a more detailed report on her health. That report should set out whether the claimant is well enough to

make the necessary preparations for and attend the hearing of her claim. If the claimant is not well enough, the GP should indicate when and whether she will be and their opinion on the claimant being able to continue to prosecute this claim. This report should be sent to the tribunal by **29 March 2019**.

- 2 The respondent should send its witness statement to the claimant within 7 days of receiving the claimant’s witness statement.

**CONSEQUENCES OF NON-COMPLIANCE**

- 1. Failure to comply with an order for disclosure may result on summary conviction in a fine of up to £1,000 being imposed upon a person in default under section 7(4) of the Employment Tribunals Act 1996.
- 2. The tribunal may also make a further order providing that unless it is complied with, the claim or, as the case may be, the response shall be struck out on the date of non-compliance without further consideration of the proceedings or the need to give notice or hold a preliminary hearing or a hearing.
- 3. An order may be varied or revoked upon application by a person affected by the order or by a judge on his/her own initiative.

\_\_\_\_\_  
Employment Judge Manley, Watford

20.12.18\_\_\_\_\_

JUDGMENT SENT TO THE PARTIES ON  
.....20.12.18.....

.....  
FOR THE SECRETARY TO THE TRIBUNALS