



EMPLOYMENT TRIBUNALS

Claimant: Mr D Martin

Respondent: Roundleaf Ltd

JUDGMENT

The complaint of **unfair dismissal** is not struck out.

REASONS

1. By a letter dated **29/01/2019** the Tribunal gave the claimant an opportunity to make representations or to request a hearing, as to why the complaint of **unfair dismissal** should not be struck out because

- employed for less than two years

2. The claimant has made representations in writing why this should not be done. If correct, what he pleads would constitute a public interest disclosure pursuant to s43B of the Employment Rights Act 1996 and the dismissal would be contrary to s103A. Two years qualifying service is not needed to present such a claim of unfair dismissal.

3. Accordingly both claims of unfair dismissal and race discrimination remain listed initially for a telephone case management preliminary hearing on **05/04/2019**.

Employment Judge P Britton

19 February 2019

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE