



EMPLOYMENT TRIBUNALS

Claimant: Mr A Kitching

Respondent: Crompton Lamps Limited

HELD AT: Leeds

ON: 18 and 19 March 2019

BEFORE: Employment Judge D N Jones

REPRESENTATION:

Claimant: In person

Respondent: Mr J Shields, director

JUDGMENT on application for reconsideration of the refusal to make a Preparation Time Order in the Judgment sent to the parties on 21 March 2019.

1. By letter of 1 April 2019, the claimant has made an application for a Preparation Time Order. He states that several issues were apparent that took a lot of time to sort out relating to the respondent's behaviour following a personal review of the case, which he particularises. The representative of the respondent has replied by letter of 8 April 2019.
2. The Tribunal ruled on such an application at the hearing. It cannot determine a further such application without a reconsideration of its earlier judgment. I therefore treat the claimant's letter as an application for reconsideration under rule 71.
3. I refuse the application under rule 72(1). It has no reasonable prospect of success. The claimant has repeated and developed submissions he made at the hearing or sought to introduce new arguments which he could have raised. The reconsideration process is not to allow the parties to have a second bite of the cherry. If, for good reason, the interests of justice warrant assessment of a part of the case again, such as because new evidence has come to light which could not reasonably have been obtained for the hearing, a reconsideration may be warranted. This application does not fall into that category.
4. The claimant had the opportunity to develop these arguments at the hearing and most which he has raised were addressed. Those he has not could have

been raised. The representations of the respondent about the claimant's own conduct in seeking to call many witnesses unnecessarily is apposite.

5. It is not in the interests of justice to allow the application. There are no special reasons to consider the same application which has been considered and refused.

Employment Judge D N Jones

Date 2 May 2019