



# EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 112663/2009

**Ms DE Hammerton**

**Claimant**  
**Represented by:**  
**Thompsons**  
**Solicitors**

**Highland Council**

**Respondents**  
**Represented by:**  
**Mrs F Ross**  
**Solicitor**

## JUDGMENT

The claim is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds that the claim has not been actively pursued in terms of rule 37(1)(d).

### REASONS

1. On 9 May 2019 the Tribunal wrote to the claimant enquiring if she still wished to pursue her equal pay claim.
2. The letter has been returned (addressee gone away). As it is not possible to contact the Claimant the Tribunal therefore strikes out the claim.

If circumstances later come to light which means that the Claimant had been unaware of the circumstances or it was otherwise in the interest of justice to do so, the Claimant could apply to the Tribunal for a reconsideration of the strike out decision and for her claim to be reinstated.

**Employment Judge:**  
**Date of Judgment:**  
**Entered in register:**  
**and copied to parties**

**Ian McFatridge**  
**15 May 2019**  
**15 May 2019**