



# THE EMPLOYMENT TRIBUNALS

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**Claimant:** Ms Jennifer Smith

**Respondent:** The Commissioner of Police for the Metropolis

## **JUDGMENT**

The Claimant's application for reconsideration of the judgment sent to the parties on 1 December 2017 is refused.

## **REASONS**

Employment Judge Martin was referred substantial correspondence dating from 28 January 2018 from the Claimant on 7 March 2018. The correspondence is voluminous and difficult to follow. The Claimant's claim was struck out on 9 November 2017 as it was substantially out of time. The Claimant did not attend the hearing. The Judgment with reasons was sent to the parties on 1 December 2017.

The Judge does not understand the purpose of the correspondence and has taken it to be a request for reconsideration of the judgment. If this is what the correspondence is, then the application is out of time with no reasons being given for any delay. Therefore, time is not extended pursuant to rule 5 Employment Tribunal Rules of Procedure 2013. Rule 71 Provides that an application for reconsideration must be sent within 14 days from when the written record was sent to the parties.

Even if the application had been in time or had time been extended, there is no reasonable prospect of the original decision being varied or revoked. From what can be understood from the correspondence, there is no reference to the reason for the claim being struck out, namely that it was some eight years out of time, or any explanation why the Claimant did not attend the hearing when she knew about it and knew it had not been postponed. It is not necessary in the interests of justice to reconsider the judgment made on 9 November 2017. The Claimant's application has no reasonable prospect of success and is dismissed.

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Employment Judge Martin

**Case Number: 2302034/17**

Date: 8 March 2018