



EMPLOYMENT TRIBUNALS

Claimant: Miss H Spowart

Respondent: Proactiv Cards Ltd

JUDGMENT

I am not prepared to reconsider my Judgment of 12 June 2019.

REASONS

1. The claim form in this case was presented on 27 February 2019.
2. It was served on the Respondent on 1 April 2019 and a response required by 29 April 2019.
3. A response was not received.
4. On 7 June 2019 I issued a Judgment pursuant to the provisions of Rule 21 Tribunal rules of procedure 2013.
5. By email of 12 July 2019 the Respondent wrote to the Tribunal complaining that it had not been informed of the right to make an application to have that Judgment reconsidered.
6. I am treating that letter as an application for reconsideration.
7. In accordance with the provisions of Rule 71, Tribunal Rules of Procedure, this application ought to have been made within 14 days of the date on which my Judgment was sent to the parties. It was not and no explanation for that lateness has been supplied. Accordingly, I have no grounds for extending time and the application must fail on that basis.
8. Even, however, if I had extended time I would nevertheless have rejected the application as standing no reasonable prospect of success, in accordance with my power under Rule 72.

9. The ground of the application is that the Respondent was not informed of its right to apply for a reconsideration. I do not accept that. The Judgment was issued with the standard covering letter. That letter refers to the ability to request the Employment Tribunal to reconsider a Judgment. The letter also encloses the Judgment booklet, providing details.
10. In any case, the application contains no proper explanation for the original failure to present a response to the claim, which is the real issue and which failure caused the issuing of the Judgment in the first place.

Employment Judge Rostant

Date: 19 July 2019