



THE EMPLOYMENT TRIBUNAL

SITTING AT: LONDON SOUTH

BEFORE: EMPLOYMENT JUDGE C HYDE (sitting alone)

BETWEEN:

Claimant

MRS S RIGHELATO NEE WHITE

AND

Respondent

SOUTH DOWNS LEARNING TRUST

ON: 4 November 2019

APPEARANCES:

For the Claimant: In Person

For the Respondent: Mr D Piddington, Counsel

OPEN PRELIMINARY HEARING JUDGMENT

The Judgment of the Employment Tribunal is that: -

1. The name of the Respondent was amended from 'Ratton School Academy South Downs Trust' to 'South Downs Learning Trust' forthwith.
2. The constructive unfair dismissal complaint was dismissed on the grounds that the Tribunal did not have jurisdiction to determine it.
3. All victimisation and race and disability discrimination complaints under the Equality Act 2010 were struck out on the grounds that they were either out of time and/or they had no reasonable prospects of success and/or that they had been withdrawn, save for the victimisation allegations under the Equality Act 2010 hereinafter referred to as ("the surviving allegations") that
 - (a) the Respondent failed to act on the recommendations of the occupational health report which was dated 24 July 2018 ("allegation 1"); and
 - (b) the Respondent treated the Claimant unfavourably with regard to the 2018

appraisal by excluding the Claimant from applying for the duties and responsibilities of the soon to be vacated Head Technician post, in about July 2018 (“allegation 7”).

4. The hearing in relation to the surviving allegations will take place from **24 to 30 June 2020** at the Croydon Employment Tribunal, commencing at 10am or as soon thereafter as the Tribunal can hear it.

Employment Judge Hyde

Dated: 9 December 2019

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

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