



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 101518/2008 Held in Glasgow**

**Employment Judge Laura Doherty**

**Mr M Laing**

**Claimant**

**West Lothian Council**

**Respondents  
Represented by:  
Clyde & Co LLP**

## **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. The claimant presented a claim of equal pay against the respondents. At the point when the claim was presented, the claimant was represented by solicitors. The solicitors subsequently withdrew from acting for the claimant and confirmed this to the Tribunal in November 2018. The Tribunal wrote to the claimant on 28 November 2018 asking for confirmation as to whether it was the claimant's intention to continue to pursue the claim, and if so, whether

the claimant intended to instruct other agents, or to continue on an unrepresented basis. The claimant did not respond to that correspondence, and there has been no further contact by or on behalf of the claimant with the respondent, or the Tribunal, in connection with the pursuit of this claim.

On 25 February 2019 the Tribunal gave the claimant an opportunity to give written reasons by 7<sup>th</sup> March 2019 or to request a hearing in order to consider why the claim should not be struck out under Rule 37 (1) (b) of the Employment Tribunal (Constitution and Rules of Procedure) Regulations 2013 (the Rules).

The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

Employment Judge Laura Doherty

Date of Judgment 26 July 2019

Date sent to parties 26 July 2019