



# EMPLOYMENT TRIBUNALS

**Claimants:** Ms J Whittingham

**Respondent:** Smooth Gym Limited

**Heard at:** Manchester (in public) **On:** 12 December 2019

**Before:** Employment Judge Hoey

## **Representatives**

For the claimant: Not present and not represented

For the respondent: Not present and not represented

## **JUDGMENT**

In the absence of either party and upon being satisfied that both parties had received notification of the Hearing, and reasonable enquiries having been made, the claims are dismissed in terms of rule 47 of Schedule 1 to the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013.

## **Reasons**

1. This Hearing had previously been fixed for 14 October 2019. This was when the Tribunal office had been flooded and it was not clear that the parties had been informed as to that Hearing. I therefore postponed the Hearing and fixed a new date. The parties had been informed as to the new date.
2. Reasonable enquiries had been made as to the reasons for the parties' absence but those enquiries proved fruitless. I waited for around 30 minutes for determining this matter.
3. In terms of rule 47 if a party fails to attend, the Tribunal may dismiss the claim. I have considered all the information available and all reasonable enquiries were made. It is just that the claims be dismissed.
4. If there were reasons for the parties' absence and if the parties believe it to be in the interest of justice to reconsider the decision, an application should be made, with supporting evidence and reasons in terms of rule 70 to 72 of the Tribunal

Rules, bearing in mind the time limits application to applications for reconsideration.

5. The claims are accordingly dismissed.

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Employment Judge Hoey

DATE: 12 December 2019

JUDGMENT SENT TO THE PARTIES ON

10 January 2020