



EMPLOYMENT TRIBUNALS

Claimant: Ms S Howe

Respondent: Mr Keith Bellis and Mrs Gaye Bellis
(t/a Hawarden Post Office)

UPON APPLICATION made by a letter from the Claimant's representative dated 9 January 2020, to reconsider the Judgment, Reasons for which were sent to the parties on 31 December 2019 ("**Judgment**"), under rule 71 of the Employment Tribunals Rules of Procedure 2013 ("**Rules**").

JUDGMENT

The Claimant's application for reconsideration is refused and the Judgment is confirmed.

REASONS

Background

1. The Claimant's representative's letter of 9 January 2020 set out her application for reconsideration of the Judgment. In that Judgment I had concluded that the Claimant's claim of sex discrimination should be struck out as it had no reasonable prospect of success.

Issues and Law

2. Rule 70 provides that reconsideration of a judgment will take place where the Employment Judge considers that it is necessary in the interests of justice to do so.
3. Rule 71 provides that applications for reconsiderations of judgments should be presented in writing within 14 days of the date on which the written record was sent to the parties and should explain why reconsideration is necessary. The Claimant's representative's letter

satisfied those requirements and therefore a valid application for reconsideration was made.

4. Rule 72(1) notes that an Employment Judge shall consider any application for reconsideration made under rule 71, and that if the Judge considers that there is no reasonable prospect of the original decision being varied or revoked then the application shall be refused and the Tribunal shall inform the parties of the refusal. Alternatively, rule 72 sets out the process that is then to be followed for further consideration of the application.

Conclusion

5. The essence of my Judgment was that there was nothing to indicate that the reason for the Claimant's dismissal had been her sex, or that a man would have been treated any differently. There is nothing within the Claimant's reconsideration application which would lead me to a different view. I did not consider therefore that there was any reasonable prospect of the Tribunal's original Judgment being varied or revoked and I therefore concluded that the Claimant's application for reconsideration should be refused.

Employment Judge S Jenkins

Date: 27 January 2020

JUDGMENT SENT TO THE PARTIES ON
28 January 2020

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FOR THE TRIBUNAL OFFICE