



EMPLOYMENT TRIBUNALS

Claimant: TIMOTHY WHYATT

Respondent: ROBERTS FOOD SERVICE LIMITED

Heard at: Southampton (in public, by telephone)

On: 3 July 2020

Before:

Employment Judge Dawson

Appearances

For the Claimant: Mrs Whyatt

For the Respondent: Mr Probert, counsel

JUDGMENT

1. The claimant's claims;
 - a. for a redundancy payment and
 - b. for notice payare dismissed upon withdrawal.
2. The respondent's application that the claim should be rejected pursuant to rule 12 of the Employment Tribunal's Rules of Procedure is dismissed.
3. The question of whether the claimant was disabled at the material times will be determined at the final hearing of the case.
4. Further directions are given in the Case Management Orders dated 3rd July 2020.

Employment Judge Dawson

Date 3rd July 2020

JUDGMENT SENT TO THE PARTIES ON 8 July 2020

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FOR THE TRIBUNAL OFFICE

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

The hearing was conducted by the parties attending by Telephone. It was held in public in accordance with the Employment Tribunal Rules. It was conducted in that manner because a face to face hearing was not possible in light of the restrictions required by the coronavirus pandemic and the Government Guidance and it was in accordance with the overriding objective to do so