



EMPLOYMENT TRIBUNALS

Claimant: Mr C Linnane

Respondent: North West Maintenance Solutions Ltd

JUDGMENT

The respondent's application for reconsideration is refused.

REASONS

1. The "Code P" in the heading to this judgment indicates that the judgment was issued without a hearing.
2. Judgment was sent to the parties on 9 July 2020.
3. By e-mail dated 14 August 2020, the respondent asked for a "rehearing on this judgment".
4. The tribunal responded on 17 October 2020 as follows:

"Employment Judge Horne directs that the Respondent has applied for a reconsideration of the Judgement sent to the parties on **9th July 2020**. The application was made after the expiry of the time [limit] for reconsideration applications. The Respondent still has not presented a draft ET3 Response Form or explained the grounds on which they resist the claim. The Respondent also needs to explain why it could not present its response on time and why it delayed its reconsideration application.

Before an Employment Judge gives preliminary consideration to the Respondent's application, the Respondent has a final opportunity to provide the documents and information described above. They should be delivered to the Tribunal in writing by **24th October 2020**."

5. The respondent has not replied.
6. I now give preliminary consideration to the reconsideration application under rule 72 of the Employment Tribunal Rules of Procedure.
7. Rule 71 provides that an application for reconsideration shall be presented in writing and copied to the other parties within 14 days of the date on which the written record of the decision was sent to the parties. The respondent's e-mail was sent more than 14 days after 9 July 2020. Despite being given an opportunity to do so, respondent has not put forward any basis for extending the time limit for the reconsideration application.
8. The reconsideration application is also refused under rule 72(1) on the ground that there is no reasonable prospect of the original decision being varied or revoked. There is still no draft response or grounds for resisting the claim. The respondent cannot have been in doubt that these were required before the judgment would be reconsidered.

Employment Judge Horne

Date: 25 November 2020

JUDGMENT SENT TO THE PARTIES ON
17 December 2020

AND ENTERED IN THE REGISTER

FOR THE TRIBUNAL OFFICE