



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr T D Bellingham

**Respondent:** Eurorail Crash Barriers 2000 Limited

**Heard at:** Nottingham

**Before:** Employment Judge Blackwell

## RECONSIDERATION JUDGMENT (Corrected in accordance with rule 69)

**Pursuant to Rule 72, paragraph 1 of schedule 1 of the  
Employment Tribunals Constitution and Rules of  
Procedure Regulations 2013**

1. The application for a reconsideration dated 28 December 2020 is refused as having no reasonable prospect of the original decision being varied or revoked.

## REASONS

1. Mr Bellingham made a lengthy application for reconsideration dated 28 December 2020. The relevant rule is as follows:

Rule 72:-

“(1) An Employment Judge shall consider any application made under rule 71. If the Judge considers that there is no reasonable prospect of the original decision being varied or revoked (including, unless there are special reasons, where substantially the same application has already been made and refused), the application shall be refused and the Tribunal shall inform the parties of the refusal. Otherwise the Tribunal shall send a notice to the parties setting a time limit for any response to the application by the other parties and seeking the views of the parties on whether the application can be determined without a hearing. The notice may set out the Judge’s provisional views on the application.”

2. The first matter raised is an allegation that there was an incomplete bundle based on the absence of a psychological report. Given that the Respondent’s conceded Mr Bellingham’s disability it has no relevance and it is a matter that could have been raised at the hearing and it was not.

3. The rest of the application is dealt with in paragraph 24 to 27 of the judgment sent to the parties on 21 December 2020, the judgment which Mr Bellingham now seeks to have reconsidered. Those matters were expressly dealt with in the judgment and Mr Bellingham raises nothing new in the application of 28 December 2020. It therefore follows that the application has no reasonable prospect of success.

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Employment Judge Blackwell

Date: 09 December 2021

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE

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