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EMPLOYMENT TRIBUNALS (SCOTLAND)

Case Number: 4102165/2020 (V)

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Held via CVP on 18 December 2020

Employment Judge Neil Buzzard

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Ms Carole Fortune

**Claimant
In person**

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Stobo Castle

**Respondent
Mr MacDougall
(Advocate)**

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

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1. The claimant claimed discrimination relying on her anxiety as qualifying as a disability as defined by the Equality Act 2010. No other potential disability was relied on.

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2. The finding of the Tribunal is that the claimant has not presented evidence that could establish her anxiety had, at the time of the alleged discrimination, had substantial long term effects of the claimant's ability to carry out day to day activities. For this reason the claimant has not shown her anxiety is a disability.

3. Because all the claimant's claims rely on her anxiety being shown to meet the definition of a disability, the claimant's claims must fail and are dismissed.

Employment Judge: Neil Buzzard

5 Date of Judgment: 27 December 2020

Entered in register: 08 March 2021

and copied to parties

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Note

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

15 written record of the decision.