



Case Number: 3304017/2020 (A)

MK

## EMPLOYMENT TRIBUNALS

BETWEEN

**Claimant**

Miss A Ali

**Respondent**

Repeat Prescription  
Order Line Ltd t/a  
Halls The Chemist

and

**Held by telephone on 20 April 2021**

**Representation**

**Claimant:**

Mrs K Akhtar, Mother

**Respondent:**

Mr L Hutchings,  
Solicitor

**Employment Judge Kurrein**

### **Statement on behalf of the Senior President of Tribunals**

This has been a remote hearing that has not objected to by the parties. A face to face hearing was not held because it was not practicable and all issues could be determined in a telephone hearing.

## JUDGMENT

- 1 The tribunal has jurisdiction to hear the Claimants claims, she having complied with the early conciliation requirements.

## REASONS

- 1 The Claimant started work for the Respondent to complete her qualification as a Pharmacist on 5 August 2019.
- 2 The Respondents sole shareholders and directors and Mr and Mrs Damani. Mr Damani is a Pharmacist and supervised the Claimant.
- 3 On 7 February 2020 the Claimant started early conciliation naming "Repeat Prescription Order Line Ltd t/a Halls The Chemist" as the prospective Respondent. Early conciliation came to an end on 21 March 2020.

**Case Number: 3304017/2020 (A)**

- 4 On 18 April 2020 the Claimant presented a claim to the tribunal identifying “Mr S Damani” as the Respondent, and giving Halls The Chemist as the first line of the address.
- 5 On 19 May 2020 the Respondents solicitors write to the Tribunal to express the view the claim should have been rejected.
- 6 The Respondent’s Response also took the point that this was a breach of Rule 12(1)(f) of the Employment Tribunal Rules of Procedure 2013.
- 7 The parties consented to my dealing with this issue today.
- 8 I have considered the decisions of the Employment Appeal Tribunal in Mist v Derby Community NHS Trust [2016] ICR 543 and Giny v SMA Transport Ltd UKEAT/0317/16.
- 9 The Respondent does not dispute that these proceedings came to its knowledge, and Responses have been entered for both Repeat Prescription Order Line Ltd t/a Halls The Chemist and Mr Damani.
- 10 I take the view that the Claimants error is of a minor nature and that it would not be in the interests of justice for this claim to be rejected.

-----

Employment Judge Kurrein

Date: 6.5.21

Sent to the parties and

entered in the Register on : :

10.5.2021 J Moossavi

.....

For the Tribunal

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