



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case Number: 4107462/2020

Mr B W Japp

Claimant
Represented by:
Mr G Clark

Royal Mail Group Ltd

Respondents
Represented by:
Dr A Gibson

JUDGMENT

The claim is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds

- of non compliance with paragraph 9 of the Order of the Tribunal of 9th February 2021 in terms of rule 37(1)(c); and,
- that the claim has not been actively pursued in terms of rule 37(1)(d)

REASONS

1. In terms of paragraph 9 of the Tribunal's Case Management Orders dated and sent to parties on 9th February 2021 following a Case Management Closed Preliminary Hearing on 27 January 2021 the claimant was ordered to furnish the Respondent's Representative and the Tribunal by 2nd March 2021, with a Disability Impact Statement and the Claimant has not complied with that Order. A reminder dated 30 March 2021 directing that the Claimant comply by 8th April 2021 sent to Claimant's Representative solicited no response. The strike out warning specified in paragraph 2 here and sent to the Claimant's Representative on 21 April 2021, was not responded to.
2. On 21 April 2021 the Tribunal gave the claimant an opportunity to give written reasons by 28 April 2021 or to request a hearing in order to consider why the claim should not be struck out.

3. The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

Employment Judge: Joseph d'Inverno
Date of Judgment: 14 May 2021
Entered in register: 25 May 2021
and copied to parties