



# EMPLOYMENT TRIBUNALS

**Claimant:** Timothy Paul Knight

**Respondent:** The Forestry Commission

## JUDGMENT ON RECONSIDERATION

The claimant's application by email dated **11 May 2021 (19.38 pm) 2020** for reconsideration of the reserved judgment sent to the parties (with written reasons) on **26 April (by email at 14.11)** is refused.

### REASONS

1. By the reserved judgment sent to the parties on 26 April 2021 the claimant's complaints were struck out Under Rule 37(1) of the Employment Tribunal Rules of Procedure 2013 (alternatively, dismissed as unfounded).
2. By Rules 70-71 of the Employment Tribunal Rules of Procedure 2013 the parties may apply for reconsideration of judgments made by a tribunal. Except where it is made in the course of the hearing, the application shall be presented within 14 days of the date the written record of the original decision was sent to the parties or within 14 days the written reasons were sent (if later) and shall set out why reconsideration of the original decision is necessary.
3. The sole ground from which a judgment may be reconsidered is that it is necessary in the interests of justice to reconsider it.
4. By Rule 72(1) the Judge shall refuse the application if he considers that there is no reasonable prospect of the decision being varied or revoked.
5. The claimant advances various points, in particular (a) alleged procedural irregularities by the tribunal and (b) that the person who issued the

redundancy notice acted in “breach of warranty of authority” with alleged resultant nullity of the notice

6. I refuse the application for reconsideration on two separate grounds, ie
  - a. because it is out of time, not being presented within the 14 days limit (10 May 2021) referred to in paragraph 2 above; and
  - b. because there is no reasonable prospect of varying or revoking my earlier decision.
7. As to ground a. above, it is noted that no reason is put forward for the lateness of the application.
8. As to ground b. above:
  - a. none of the points now made justify reconsidering (in particular) the striking out of the claimant’s claims;
  - b. the points now made have already considered and rejected in my reserved judgment or (alternatively) could and should have been made at the hearing and not now;
  - c. in any event these points appear on their face to be misconceived.
9. Accordingly it is not necessary in the interests of justice to reconsider my judgment

\_\_\_\_\_  
Employment Judge **Bloch QC**

18 May 2021

Date \_\_\_\_\_

JUDGMENT SENT TO THE PARTIES ON  
.....9 June 2021.  
THY

FOR THE TRIBUNAL OFFICE