



EMPLOYMENT TRIBUNALS

Claimant: D Jackson

Respondent: Denso Marston Limited

JUDGMENT

The claimant's application dated 28th May 2021 for reconsideration of the judgment sent to the parties on 13th April 2021 followed by written reasons dated 19th May 2021 is refused.

REASONS

There is no reasonable prospect of the original decision being varied or revoked, because

The decision was made upon clear findings of fact that this was indeed a dismissal for redundancy (as defined by the Employment Rights Act), and not a sham, and a further finding that the decision to select of the Claimant from a pool of two was within the band of reasonable responses open to a reasonable employer and therefore the dismissal was fair.

The Claimant's lengthy application indicates that he disagrees with that decision, but it is essentially a repetition of the arguments already put forward, and rejected at the hearing, or is not in fact relevant to the issues in the case. In so far as the application contains any "new evidence" that was not put before the original hearing – even if it were proper to admit it at this stage - it would not in any way affect the findings of material fact that have already been made.

Philip Lancaster

Employment Judge Lancaster

Date 15th June 2021

JUDGMENT SENT TO THE PARTIES ON

16 June 2021

Linda Shackleton
FOR THE TRIBUNAL OFFICE

11.6C Judgment – Reconsideration refused – claimant - rule 72