



EMPLOYMENT TRIBUNALS

Claimant: Mr K Sangar

Respondent: East Village Dental Ltd

JUDGMENT ON APPLICATION FOR RECONSIDERATION

The claimant's application dated **4 February 2021** for reconsideration of the judgment sent to the parties on **25 January 2021** is refused.

The judgment is confirmed.

The complaint of age discrimination is dismissed by way of withdrawal.

The Claimant is required to pay the deposits set out in the judgment in relation to the remaining discrimination complaints so that those claims to continue.

REASONS

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

On 4 February 2021, the Claimant applied for reconsideration under Rule 71 of the Employment Tribunals Rules of Procedure 2013 of the Deposit Order sent to the parties on 25 January 2021. The Tribunal has read all the points and considered the grounds for reconsideration set out by the Claimant and concluded that it is not necessary to reconsider the Order in the interest of justice.

It is this Tribunal's judgment that the application has no reasonable prospects of success. The Claimant's complaints have not been struck out. After due consideration of both parties' submissions on 18 January 2021, the Tribunal's judgment was that these complaints have little prospects of success. The Tribunal made deposit orders and set out in detail the reasons for doing so in relation to each complaint.

The Claimant's application for reconsideration expands upon points made, or which could have been made at the hearing on 18 January 2021. The application does not set out any new reasons why the Tribunal should reconsider its decision that his complaints of age, race and religion or belief have little reasonable prospects of success.

The Claimant's application for reconsideration does not set out any new reason why the Tribunal should reconsider its decision that his claim that he was automatically unfairly dismissed for making protected public interest disclosures has little reasonable prospects of success.

The Claimant stated in his application for reconsideration that he now withdraws his complaint of age discrimination. That withdrawal is accepted and the complaint of age discrimination is dismissed by way of withdrawal.

The Tribunal did not agree at the hearing that the Claimant should have time to provide further evidence around the susceptibility of black and minority ethnic communities to Covid-19 before making its judgment on the application for strike out or deposit orders. We discussed the evidence that the Claimant may need to provide if the case continued to the full hearing in November. If he complies with the deposit order, the Claimant will still have that opportunity.

There is nothing in the Claimant's application for reconsideration that challenges the Tribunal's judgment that these complaints have little reasonable prospects of success. None of the matters raised by the Claimant are such that they would give any reasonable prospect of the original decision being varied or revoked.

The Claimant's application for reconsideration of the deposit orders made on 18 January 2021 is refused for the reasons stated above under Rules 70 and 72 of the Employment Tribunals Rules 2013. The judgment promulgated to the parties on 25 January 2021 is confirmed.

Employment Judge **Jones**

8 February 2021