



5

EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4104632/2020

Held via written submissions on 22 November 2021

10

Employment Judge B Beyzade

15

Mr. Gary Train

**Claimant
In person**

20

GT Omega Racing Limited

**Respondent
Represented by:
Bhavesh Prajapati,
Solicitor**

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

25

The Employment Tribunal, in accordance with Rule 64 of the Employment Tribunal (Constitution and Rules of Procedure) Regulations 2013, Schedule 1 issues the following Judgment of consent of parties:

30

1. Following the claimant's application for reconsideration and parties' correspondences dated 03 and 10 November 2021 confirming agreement to the same and upon the Tribunal being satisfied that it is in the interests of justice pursuant to Rule 70 of the *Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013* to grant the claimant's application, the Judgment of the Employment Tribunal dated 13 September 2021 be revoked and the claimant's claim be re-instated.

35

2. The claimant's claim be listed for a three-day final hearing to take place at **10.00am on 28 February 2022, 1 March 2022 and 2 March 2022.**

3. The final hearing take place remotely by video conference on the Cloud Video Platform ('CVP') and a test take place before the final hearing if reasonably practicable to ensure the parties are able to access the CVP hearing.

5

4. Not later than **4pm on 31 January 2022**, the parties shall provide copies to each other of any documents upon which they intend to rely. The parties are to then jointly prepare a single set of documents ('the File'), in chronological order and with numbered pages, incorporating all documents intended by both parties to be referred to at the final hearing.

10

5. Not later than **4pm on 14 February 2022**, the respondent shall lodge an electronic copy of the File with the Employment Tribunal. A printed copy is not required to be lodged.

15

6. Not later than **4pm on 14 February 2022**, the parties shall exchange witness statements for each witness who intends to give evidence at the final hearing. The claimant is also required to produce his own witness statement. Each witness statement shall be typed, in numbered paragraphs and contain a statement of truth. Each party is responsible for ensuring that each witness that they wish to call is provided a copy of the File. Parties must tell their witnesses not to write on or otherwise mark the copy of the documents they are provided with.

20

7. No later than **4pm on 14 February 2022**, the claimant shall prepare and lodge with the Employment Tribunal an updated written statement of the calculation of the sums claimed (along with copies of supporting documentation) and shall simultaneously provide a copy to the respondent.

25

I confirm that this is my judgment and written reasons in the case of Mr. Gary Train v GT Omega Racing Limited Case No 4104632/2020 and that I have signed the order by electronic signature.

30

Employment Judge: Beyzade Beyzade
Date of Judgment: 22 November 2021
Entered in register: 22 November 2021
and copied to parties