



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr David Morris

**Respondents:** (1) Leicestershire County Council  
(2) The Governing Body of Congerstone Primary School

**On:** 25 November 2021

**Before:** Employment Judge Ahmed (sitting alone)

**At:** Leicester

**Representation**

**Claimant:** In person  
**Respondent:** Mr Tom Perry of Counsel

## **JUDGMENT AT A PRELIMINARY HEARING**

The judgment of the Tribunal is that:

1. The complaint of unfair dismissal was presented out of time. It was reasonably practicable to present the claim in time. The complaint of unfair dismissal is struck out.
2. It is not possible to determine the out of time complaint in relation to the complaints of disability discrimination and victimisation. The issue of whether the disability discrimination and victimisation complaints have been presented out of time shall be determined at the final hearing, if necessary.
3. The case is listed for a Preliminary Hearing on **Friday 18 March 2022 at 11.00am at the Leicester Hearing Centre and by CVP** to determine whether the Claimant was a disabled person and whether the complaints of disability discrimination have reasonable prospects of success. Case management orders in relation to the Preliminary Hearing are given separately.

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Employment Judge Ahmed

Date: 25 November 2021

JUDGMENT SENT TO THE PARTIES ON

26 November 2021

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FOR THE TRIBUNAL OFFICE

***Covid-19 statement: This was a hybrid hearing which was not objected to by the parties. The form of remote hearing was by video (CVP) for the Respondent and in person for the Claimant. It was not practicable to hold a full face-to-face hearing because of the Covid-19 pandemic.***

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

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