



EMPLOYMENT TRIBUNALS (SCOTLAND)

**Case No: 4104415/2020
Employment Judge S MacLean**

Ms C Agnew

Claimant

The Alteration Company Ltd

Respondent

JUDGMENT

The claim is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds that the claim has not been actively pursued in terms of rule 37(1)(d).

REASONS

1, On 8 January 2021, a preliminary hearing was heard before Employment Judge Walker. No appearance was made by either party. The Judge ordered the parties to provide to the Tribunal their reasons for not attending the preliminary hearing and confirm whether they intended to pursue their claim and response respectively; under notice that, if they did not provide a response, the Tribunal may strike out the claim and/or response. The parties were allowed seven days to respond, no response was received.

2 On 15 July 2021 the Tribunal gave the claimant an opportunity to give written reasons by 29 July 2021 or to request a hearing in order to consider why the claim should not be struck out because it has not been actively pursued.

3 The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

**Employment Judge: Shona MacLean
Date of Judgment: 10 August 2021
Entered in register: 10 August 2021
and copied to parties**

