



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4104527/2017 Held in Glasgow

Employment Judge Mary Kearns

Mr W Duncan

Claimant

H.W.Tankel (Scotland) Limited

Respondents

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 it has no reasonable prospect of success in terms of rule 37(1)(a)

REASONS

1. The claimant presented an application to the Employment Tribunal on 8 September 2017 in which he claimed a redundancy payment. By e-mail dated 21 November the respondent's representative advised the Employment Tribunal that the respondent had now paid the final instalment of the sum due to the claimant. This was confirmed by the claimant in his e-mail to the Employment Tribunal dated 23 November 2017. By letter dated 18 January 2018 the Claimant was advised by the Employment Tribunal that it was understood that the outstanding amount had been paid and if this was not the case to advise the Employment Tribunal within seven days. No response was received from him.
2. On 1st February 2018 the Tribunal gave the claimant an opportunity to give written reasons by 8 February 2018 or to request a hearing in order to consider why the claim should not be struck out.
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: Mary Kearns
Date of Judgment: 19 February 2018
Entered in register: 19 February 2018
and copied to parties
