



EMPLOYMENT TRIBUNALS

CLAIMANT

Mrs M Curle

RESPONDENTS

- (1) Tudor Inns Ventures 1 Ltd
- (2) Tudor Inns Ventures 2 Ltd
- (3) Ms Maria Danalache
- (4) Mr Paul Withers-Green

JUDGMENT

The claimant's application dated **26.4.22** for reconsideration of the judgment sent to the parties on **12.4.22** is refused.

REASONS

There is no reasonable prospect of the original decision being varied or revoked, because it is not in the interests of justice to reconsider the judgment for the following reasons.

Wages claim

There is no reasonable prospect that the tribunal would find it in the interests of justice to reconsider its decision that it was reasonably practicable for the claim to bring her claim within time. The claimant does not challenge the tribunal's reliance on the finding in *Bear Scotland Ltd v Fulton and anor; Hertel (UK) Ltd and anor v Woods and ors (Secretary of State for Business, Innovation and Skills intervening) 2015 ICR 221, EAT*, that if there is a gap of more than three months between deductions, this cannot form part of a series.

Neither does she challenge the tribunal's findings that it does not have jurisdiction over deductions made more than two years (plus ACAS early conciliation period) before the claimant presented her claim, pursuant to the Limitation Regulations 2014.

Holiday pay claim

The judgment records the claimant conceding at the hearing that there was no claim for holiday pay for 2019. The tribunal understands that she seeks to resile from this

concession. In her application for reconsideration she refers to the holiday pay claim for 2019 amounting to less than one pound in value. There is little prospect that the tribunal would find it in the interests of justice to go behind this concession.

Employment Judge Nash

Date **9 May 2022**

JUDGMENT SENT TO THE PARTIES ON

Date **27 June 2022**

FOR THE TRIBUNAL OFFICE