



EMPLOYMENT TRIBUNALS

Claimants : Mr Z Kur (1) and Mr W Wisniewski (2)

Respondent: The Food Barn Limited

JUDGMENT

The second claimant's complaint that he was unfairly dismissed is struck out.

REASONS

1. The second claimant complains of unfair dismissal.
2. Section 108 of the Employment Rights Act 1996 requires a claimant to have not less than two years service to make an unfair dismissal complaint.
3. The claimant was employed by the respondent for less than two years.
4. Therefore the claimant is not entitled to bring such a complaint.
5. The claimant has failed to give an acceptable reason, despite being given the opportunity to do so, why the complaint should not be struck out.
6. Accordingly, the complaint of unfair dismissal brought by the second claimant is struck out. The first and second claimants' other complaints are not affected by this judgment.

Employment Judge Welch

Date: 15 July 2022

JUDGMENT SENT TO THE PARTIES ON
01 August 2022

FOR THE TRIBUNAL OFFICE