



EMPLOYMENT TRIBUNALS

Claimant: Mr T Mitchell
Respondent: Taverham High School

JUDGMENT

The claimant's application dated 6 July 2022 for reconsideration of the Judgment dated 24 June 2022 is refused.

REASONS

1. By email dated 6 July 2022, the claimant made an application for reconsideration of the Judgment dated 24 June 2022 which was sent to the parties on 27 June 2022. The application for reconsideration was not referred to me until 31 October 2022.
2. I did not invite the respondent to respond before I considered my powers under rule 71(2) of the Employment Tribunals Rules of Procedure 2013.
3. Rule 72(1) provides for preliminary consideration of an application for reconsideration without the need to hold a hearing.
4. The application is to be rejected if it is considered that there is no reasonable prospect of the Judgment being varied or revoked.

5. The basis of the reconsideration application is the interests of justice.
6. The claimant's application for interim relief was originally brought on two grounds, the second of which was that he was unfairly dismissed for being a "union member". The claimant withdrew his application for interim relief on this ground, during the hearing, having considered the relevant sections of the Trade Union Labour Relations (Consolidation) Act 1992. The remaining application was refused for reasons contained within that Judgment.
7. The claimant now seeks to reopen the second ground by adducing new evidence relating to his trade union activities.
8. It is not appropriate or necessary to reconsider the Judgment. The Judgment rightly confirmed that the application on this ground was dismissed upon withdrawal by the claimant.
9. I made findings of fact relating to the remaining ground of application for interim relief based upon the evidence as presented and applied the law to those findings in my conclusions.
10. In the circumstances the application for a reconsideration of the judgment is rejected on the basis that there is no reasonable prospect of it being varied or revoked.
11. The application for reconsideration is therefore refused

Employment Judge Welch

Date: 2 November 2022

JUDGMENT SENT TO THE PARTIES ON

11 November 2022

FOR THE TRIBUNAL OFFICE