



EMPLOYMENT TRIBUNALS

Claimant

Mr G Diaz-Rio Varez

v

Respondent

Alphier Capital LLP

Heard at: Central London Employment Tribunal

On: 21 November 2022

Before: Employment Judge Norris, sitting alone (via CVP)

Representation:

Claimant – In person

Respondent – Mr E Stenson, Counsel

JUDGMENT – PRELIMINARY HEARING

1. The Claimant's claim for unlawful deduction from wages was presented out of time and he has not shown that it was not reasonably practicable to present it in time. The Tribunal does not have jurisdiction to hear it and it is struck out.
2. The Tribunal does not have jurisdiction to hear the Respondent's counterclaim because the Claimant does not bring a claim of breach of contract. It is accordingly struck out.
3. The Respondent's application for the costs of the Preliminary Hearing is refused.

Employment Judge Norris

Date: 21 November 2022

JUDGMENT SENT TO THE PARTIES ON

22/11/2022

FOR THE TRIBUNAL OFFICE

Note: *Reasons for the decision having been given orally at the hearing, written reasons will not be provided unless a written request is received from any party within 14 days of the sending of this record of the decision.*