



EMPLOYMENT TRIBUNALS

Claimant: Ms M Mykoo

Respondent: The Chief Constable of Thames Valley Police

Heard at: Cambridge (by CVP) **On:** 16 December 2022

Before: Employment Judge Tynan (sitting alone)

Representation

Claimant: In Person

Respondent: Mr S Butler, Counsel

UPON THE RESPONDENT'S APPLICATION dated 26 August 2022 to set aside the Tribunal's decision to accept the Claim.

JUDGMENT

1. The Tribunal determines that it is necessary in the interests of justice to set aside its decision to accept this Claim, the Respondent having not been afforded a reasonable opportunity to make representations before it was accepted.
2. The Claim solely comprises of "relevant proceedings" within the meaning of section 18 of the Employment Tribunals Act 1996 (the "1996 Act").
3. When the proceedings were instituted on 24 April 2022 ACAS had not issued a certificate to the Claimant pursuant to section 18(4) of the 1996 Act. By reason of section 18(8) of the 1996 Act, the Tribunal had no jurisdiction to consider this Claim at that stage and it is therefore rejected.

Employment Judge Tynan

5/1/2023

JUDGMENT SENT TO THE PARTIES ON:26/1/2023

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FOR THE TRIBUNAL OFFICE

Note

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.