



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4110314/2021

Employment Judge M Whitcombe

Mr D Hamill

Claimant

N-Sea Offshore Limited (In Administration)

Respondent

JUDGMENT

The claim is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds that the claim has not been actively pursued in terms of rule 37(1)(d).

REASONS

1. On 22 November 2022 the claimant wrote to the Tribunal providing a short update as to steps taken to ask the administrator for consent to proceed with the remaining head of claim, namely a claim for a protective award, or any application to the court for such permission.
2. As no further correspondence had been received, the Tribunal wrote to the claimant on 17 February 2023 seeking a further update. No reply was received from the claimant.
3. On 16 March 2023 the Tribunal gave the claimant an opportunity to give written reasons by 30 March 2023 or to request a hearing in order to consider why the claim should not be struck out. No reply was received from the claimant.
4. The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

Employment Judge: M Whitcombe
Date of Judgment: 05 April 2023
Entered in register: 06 April 2023
and copied to parties