



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4101428/2023**

**Employment Judge L Wiseman**

**Mr K Allen**

**Claimant**

**Randex Ltd**

**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 20 April 2023, the parties attended a Final Hearing via Cloud Video Platform (CVP). In the course of the hearing, it was agreed between the parties

that a payment of £150 would be made by the respondent to the claimant in settlement of the claim. The claimant was instructed to inform the Tribunal as soon as the payment was received. After the hearing concluded, the respondent informed the Tribunal that payment had been made.

2. On 9 May 2023, the claimant was asked to confirm whether he had received payment from the respondent and whether he wished to withdraw his claim. No reply was received.
3. On 22 May 2023 the Tribunal gave the claimant an opportunity to give written reasons by 6 June or to request a hearing in order to consider why the claim should not be struck out.
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: L Wiseman**  
**Date of Judgment: 08 June 2023**  
**Entered in register: 09 June 2023**  
**and copied to parties**