



EMPLOYMENT TRIBUNALS

BETWEEN

Claimant

Mr B Lawson

AND

Respondent

Park Holidays UK Limited

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

Heard: Southampton (by video – CVP)

On: 6 June 2023

Before: Employment Judge Gray

Appearances

For the Claimant: In person (by telephone - audio only)

For the Respondent: Mr Grant (Legal Executive)

JUDGMENT

The judgment of the tribunal is that the claim is struck out pursuant to Rule 37(1)(c) of the Employment Tribunals Rules of Procedure (the Rules) for non-compliance with those Rules.

The claim was presented with a substantive defect pursuant to Rule 12(1)(d) of the Rules in that it mistakenly indicated that one of the early conciliation exemptions applied and pursuant to the Employment Appeal Tribunal's decision in *Miss J. Pryce v Baxterstorey Limited* [2022] EAT 61, a subsequently produced ACAS certificate cannot correct the original defect of there being no ACAS certificate when the claim was presented.

Employment Judge Gray
Dated 6 June 2023

Judgment sent to Parties on
19 June 2023 By Mr J McCormick

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.