



# EMPLOYMENT TRIBUNALS

**Claimant:**  
Mr J Byrne

v

**Respondent:**  
Blue Yonder Technology  
Solutions (UK) Limited

**Heard at:** Reading

**On:** 5 June 2023

**Before:** Employment Judge Hawksworth

## Appearances

**For the Claimant:** No attendance or representation

**For the Respondent:** Mr G Baker (counsel)

## JUDGMENT

1. The claimant's claim is for breach of contract in respect of changes to the respondent's pension scheme. He seeks compensation for losses arising from those changes. The claim cannot be read as a complaint of unauthorised deduction from wages under the Employment Rights Acts 1994.
2. The tribunal has no jurisdiction to hear the claimant's claim for breach of contract. This is because the claim form was presented before the period of three months beginning with the effective date of termination of the contract giving rise to the claim. It was therefore presented outside the period required by article 7 of the Employment Tribunals Extension of Jurisdiction (England and Wales) Order 1994.
3. For this reason, the claimant's claim is dismissed.

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**Employment Judge Hawksworth**

Date: 5 June 2023

Sent to the parties on: 24 June 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.

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