



EMPLOYMENT TRIBUNALS

Claimant: Mrs D Petrova

Respondent: Royal Mail Group Ltd

JUDGMENT

The claim is struck out.

REASONS

1. By a judgment sent to the parties on 26 June 2023 the Tribunal gave the claimant an opportunity to make representations as to why the claim should not be struck out because it has no reasonable prospect of success.
2. At the hearing on 2 May 2023, I determined that the Employment Tribunal has no jurisdiction to consider the only claim which had been made because it was a claim for breach of contract and the employment was continuing. There has been no determination on the merits of the underlying allegations of the claimant that there has been a breach of contract by the respondent's attempt to change her working hours.
3. I asked the claimant to say why the claim should not be struck out as a result of that decision which was given in person on 2 May 2023. I extended the time within which she could do that when the written judgment and reasons was sent to the parties on 26 June 2023.
4. The claimant has written on 24 May 2023 (enclosing exchanges she had had with her Union) and on 3 July 2023.
5. In the letter of 24 May 2023 she states that she has been advised that she can withdraw the case in the Tribunal and bring it in the county Court but does not have the money to do so and says "As I don't know what to do, I just do nothing." She appeared to be asking the Tribunal for advice.

6. After she had received the written judgment and reasons she wrote on 3 July 2023. She sets out steps she has taken to obtain advice and emphasises that she followed the advice of the CWU Branch Secretary in formulating the original claim. She provides a narrative concerning the underlying complaint. It appears that she is again asking for advice and does not give a clear statement about what she would like to happen next.
7. I do not criticise the claimant, who is acting in person, when I say that she does not give a clear statement about what she would like to happen next. The Employment Tribunal is an independent judicial body. However, neither the tribunal's clerks nor an Employment Judge can give advice to parties about how strong or weak their case might be, or about any particular argument they wish to pursue, or about how best to conduct their case.
8. I have read and taken into account the claimant's correspondence since the hearing on 2 May 2023. She has failed to make any sufficient representations as to why the claim should not be struck out on the basis that it has no reasonable prospects of success because the Tribunal does not and did not have jurisdiction to consider it. The claim is therefore struck out.

Employment Judge George

5 July 2023

JUDGMENT SENT TO THE PARTIES ON
27 July 2023

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T Cadman

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FOR THE TRIBUNAL OFFICE