



EMPLOYMENT TRIBUNALS

Claimant

Mr Arkadiusz Zwolinski

v

Respondent

Sainsbury's Supermarkets Ltd

PRELIMINARY HEARING

Heard at: London Central (in person)

On: 14th July 2023

Before: Employment Judge Gidney

Appearances

For the Claimant: Mr Zwolinski (in person)

For the Respondent: Ms Howells, Counsel

JUDGMENT

The Judgment of the Tribunal is that:

1. The Claimant claim of direct race discrimination under s13 Equality Act 2010 is struck out on the grounds that it has no reasonable prospect of success, pursuant to Rule 37(1)(a) of Schedule 1 to the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013.
2. The Claimant's claim of automatic unfair dismissal for raising a Health and Safety complaint under s100(1)(e) Employment Rights Act 1996 has little reasonable prospect of success.

3. The claimant is ORDERED to pay a deposit of £250.00 not later than 14 days from the date this Order is sent as a condition of being permitted to continue to advance those allegations or arguments. The Judge has had regard to any information available as to the claimant's ability to comply with the order in determining the amount of the deposit.

14th July 2023

Employment Judge Gidney

Sent to the parties on:

11/08/2023

For the Tribunal:

“The reasons for this decision were given orally at the hearing. Written reasons will not be provided unless they are asked for by a written request presented by any party within 14 days of this written judgment being sent to the parties.

Public access to employment tribunal decisions: Note that both judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the parties”.