



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr A Garratty  
**Respondent:** Derbyshire County Council  
**Heard at:** Nottingham Employment Tribunal  
**On:** 8 August 2023  
**Before:** Employment Judge McTigue (sitting alone)

**Representation**

Claimant: Mr S Garratty  
Respondent: Dr Ahmed, Counsel

## JUDGMENT AT AN OPEN PRELIMINARY HEARING

The claim for disability discrimination was presented out of time. It is not just and equitable in all the circumstances to extend time. Therefore, there is no jurisdiction to hear the claim and it is dismissed. The claim is struck out under Rule 37 (1) (a) of the Employment Tribunal (Constitution & Rules of Procedure) Regulations 2013 as it has no reasonable prospect of success.

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Employment Judge McTigue  
Date 8 August 2023

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE

Notes

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.

**Public access to employment tribunal decisions**

Judgments and reasons for the judgments are published, in full, online at [www.gov.uk/employment-tribunal-decisions](http://www.gov.uk/employment-tribunal-decisions) shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.