



EMPLOYMENT TRIBUNALS

Claimant: Mr T J Raftery

Respondent: 1. Active Construction Services Ltd (in Creditors Voluntary Liquidation)
2. Secretary of State for Business, Energy and Industrial Strategy

Heard at: Manchester (by CVP)

On: 13 October 2023

Before: Employment Judge Serr

REPRESENTATION:

Claimant: In person

Respondent: Mrs Rose (lay representative) for the Second Respondent. The First Respondent did not appear and was not represented.

PRELIMINARY HEARING IN PUBLIC JUDGMENT

The Claim having been listed as a final hearing was converted to a public preliminary hearing pursuant to Schedule 1 Rule 48 of the Employment Tribunal (Constitution and Rules of Procedure) Regulations 2013.

The judgment of the Tribunal is as follows:

Employment status

1. The claimant was not an employee of the first respondent at the relevant time. The claim is therefore dismissed because the Tribunal does not have jurisdiction to determine it.

**Employment Judge Serr
13 October 2023**

Judgment sent to the parties on:
23 October 2023
For the Tribunal:

Note

Reasons for the judgment were given orally at the hearing. Written reasons will not be provided unless a party asked for them at the hearing or a party makes a written request within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions

Judgments (apart from judgments under rule 52) 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 claimant(s) and respondent(s) in a case.