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EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4104609/2023 (V)

Public Final Hearing in Edinburgh ET (by CVP) on 31 January 2024

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Employment Judge Tinnion

Mr. L. Maxwell

**Claimant
In person**

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Harco Transport Solutions Ltd.

**Respondent
No attendance**

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JUDGMENT

1. The Respondent's name is amended to Harco Transport Solutions Ltd.
2. During the period in which he worked for it, the Claimant was not an employee
25 or worker of the Respondent under s.230 of the Employment Rights Act 1996.
3. The Tribunal does not have jurisdiction to consider the Claimant's wages claim against the Respondent under s.13 of the Employment Rights Act 1996.
4. The Claimant's wages claim against the Respondent is struck out under Rule
37(1)(a) (no prospect of success given lack of jurisdiction).

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NOTE

1. Judgments and reasons for the judgments are published online after a copy has been sent to the claimant(s) and respondent(s) in a case.

2. Reasons for the decisions above having been given orally at the hearing, written reasons will not be provided unless a request is made by either party at the hearing or within 14 days of the sending of the written record of the decision. If no such request is received, the Tribunal will provide written reasons for the decision only if requested to do so by the Employment Appeal Tribunal or a court.

Signed (electronically): *Employment Judge Antoine Tinnion*

Date of signature: 31 January 2024

Date sent to parties: 31-Jan 2024