



EMPLOYMENT TRIBUNALS

Claimant: Mr J James

Respondent: Clermont Hotels Management Limited

JUDGMENT

The Claimant's application dated 23 December 2023 for reconsideration of the judgment sent to the parties on 13 December 2023 is refused under rule 72 of the Employment Tribunals Rules of Procedure 2013. There is no reasonable prospect of the original decision being varied or revoked

REASONS

1. Under Rule 70 of the Employment Tribunal Rules of Procedure 2013 a Tribunal "may reconsider any judgment where it is necessary in the interests of justice to do so", and upon reconsideration the decision may be confirmed, varied or revoked.
2. Rule 72 provides that an Employment Judge should consider the request to reconsider, and if the judge considers there is no reasonable prospect of the decision being varied or revoked, the application shall be refused. Otherwise, it is to be decided, with or without a hearing, by the Tribunal that heard it.
3. A reconsideration is not a means by which a party can reargue the case that was, or could have been, made at the hearing. Something particular is required to establish this ground, beyond the fact that the party is disappointed with the decision.
4. The Claimant has not provided any grounds for his application for reconsideration, simply saying that it was necessary in the interests of justice. That is insufficient.
5. In exercising its discretion the Tribunal must have regard not only to the interests of the party seeking the reconsideration, but also to the interests of the other party to the litigation and to the public interest requirement that there should, so far as possible, be finality of litigation.

6. There are no valid grounds for a reconsideration.

Employment Judge F Spencer
Date 6th February 2024

JUDGMENT SENT TO THE PARTIES ON

.....14 February 2024.....

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FOR THE TRIBUNAL OFFICE