



EMPLOYMENT TRIBUNALS

Claimant: Mr E Piperdy

Respondent: A2dominion Housing Group Ltd

JUDGMENT

The Claimant's application dated 27 May 2022 for reconsideration of the judgment sent to the parties on 27 May 2022 is refused.

REASONS

1. There is no reasonable prospect of the original decision being varied or revoked.
2. The application for reconsideration is attractively and carefully argued, but it is in reality an attempt to reargue points that were in front of the Tribunal at the hearing and an attempt to introduce new arguments that could have been argued before the Tribunal.
3. Some submissions are directed to the Tribunal making a finding that there was a breach of legal obligation. That misunderstands the function of the Tribunal in a protected disclosure claim. The Tribunal's focus is on whether information has been disclosed which in the reasonable belief of the employee tends to show a breach of legal obligation. This is not the same thing as an objective finding that there was a breach of legal obligation. It is important to note that the Tribunal did not accept in each case the formulation of the alleged disclosures put forward in his claim by the Claimant, i.e. what was actually said.
4. Disclosure two, made in a letter dated 8 September 2020, we found was a protected disclosure. That letter did contain the argument that schemes had not been reviewed with the result that there were inaccurate service charges.

5. It is important that there is finality in litigation. It is not in the interests of justice in this case to allow Mr Piperdy to reargue the case just because he disagrees with the outcome.
6. If there are arguments about the Tribunal erring on points of law these could be the substance of an appeal.
7. I do not consider that there is a reasonable prospect, based on the arguments put forward in the application, in the Tribunal varying or revoking its decision.

Employment Judge **ADKIN**

23.6.22

JUDGMENT SENT TO THE PARTIES ON: 23.6.22