



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss J Fisher

**Respondent:** Department for Work and Pensions

Judgment was announced at a hearing on 23 October 2020 and sent to the parties on 15 January 2021. By e-mail 10 April 2024, the claimant has made a fourth application for reconsideration of the judgment.

## JUDGMENT

The fourth application is refused. This means that the judgment still stands.

## REASONS

### Relevant law

1. Rule 70 of the Employment Tribunal Rules of Procedure 2013 provides the tribunal with a general power to reconsider any judgment “where it is necessary in the interests of justice to do so”.
2. The making of reconsideration applications is governed by rule 71, which provides:  
“an application for reconsideration shall be presented in writing (and copied to all the other parties) within 14 days of the date on which the written record, or other written communication, of the original decision was sent to the parties or within 14 days of the date that the written reasons were sent (if later).”
3. Rule 72(1) states that an employment judge must consider any application made under rule 71. The rule continues:  
“If the Judge considers that there is no reasonable prospect of the original decision being varied or revoked (including, unless there are special reasons, where substantially the same application has already been made and refused), the application shall be refused...”

### The fourth reconsideration application

4. The claimant’s fourth reconsideration application was attached to an e-mail sent on 10 April 2024.

5. The e-mail was not copied to the respondent.
6. There have been three previous reconsideration applications, the last of which was refused in a judgment with reasons sent to the parties on 27 July 2022.
7. The fourth reconsideration application contains a number of grounds. In summary, they appear to be repetition of grounds advanced in the previous reconsideration applications, together with detailed criticisms of my decision to refuse those applications.

**Conclusions**

8. The fourth reconsideration application does not comply with rule 71. It was not copied to the respondent and was approximately 20 months after the deadline expired.
9. There is in any case no reasonable prospect of the original judgment being varied or revoked. Substantially the same application has already been made and refused.

**Disposal**

10. I must therefore refuse the fourth reconsideration application.

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Employment Judge Horne

17 April 2024

SENT TO THE PARTIES ON

26 April 2024

FOR THE TRIBUNAL OFFICE