



EMPLOYMENT TRIBUNALS

Claimant

Respondent

Mr. Shamir Ahmed Ali

v

Birmingham City University

JUDGMENT UPON RECONSIDERATION

1. The claimant's application for reconsideration of the Judgment promulgated on 3 July 2023 has no reasonable prospect of being varied or revoked and therefore the claimant's application for reconsideration is refused.

REASONS

1. Pursuant to rule 70 of schedule 1 to the Employment Tribunals Constitutional Rules of Procedure Regulations 2013 the Employment Tribunal may either on its own initiative or on the application of the party reconsider a judgement where it is necessary in the interests of justice to do so. On reconsideration, the judgement may be confirmed varied or revoked.
2. An application for reconsideration shall be presented in writing and copied to all of the other parties within 14 days of the date upon which the written record was sent to the parties.
3. The judgement was promulgated on 3 July 2023. The claimant made an application via e-mail for reconsideration of that judgement on 10 July 2023. The application for reconsideration was presented within the relevant time limit provided by the rules.
4. Under rule 70 a judgement will only be reconsidered where it is necessary in the interests of justice to do so. This allows an Employment Tribunal a broad discretion to determine whether reconsideration of a judgement is appropriate in the circumstances. The discretion must be exercised judicially. This means having regard not only to the interests of the party seeking the reconsideration but also the interests of the other party to the litigation and the public interest requirement that there should so far as possible finality of litigation.
5. The claimant's reconsideration application sets out no credible basis on which reconsideration of the decision is warranted. The Tribunal applied the law correctly in the case and gave full reasons for the decision. There are no reasonable prospects of the judgement promulgated being varied or revoked. I am not satisfied that it is in the interests of justice to reconsider the Judgment.
6. The claimant's application for reconsideration is refused.

Employment Judge Wedderspoon
15 May 2024

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