



EMPLOYMENT TRIBUNALS

Claimant: Mr C Barnett

Respondent: Lift and Load London Limited

Heard at: London Central (by CVP)

On: 16 August 2024

Before: Employment Judge Forde

REPRESENTATION:

Claimant: Mr Ross, Counsel

Respondent: Miss Doraisingam, Ligation Executive

PRELIMINARY HEARING IN PUBLIC JUDGMENT

The judgment of the Tribunal is as follows:

Unsuccessful strike out

1. The application to strike out on the basis that the claim has been presented outside of the statutory time limits relevant to the issues in the claim is refused. The Tribunal will decide at the final hearing whether or not the claim was presented within the applicable time limit.
2. The application to strike out on the basis that the claimant's complaints are criminal complaints is refused on the basis that the allegations made by the claimant are ones for a factual evaluation by the tribunal in terms of their relevance to the issues to be determined in the claim.
3. The application to strike out on the basis that the claim did not enjoy reasonable prospects of success under Rule 37(1)(a) of the 2013 rules was refused that it appeared to the tribunal that it was a premature one to make at a time in the proceedings where there had not been a proper analysis of the pleadings and relevant core documents.

Deposit Order Application

4. The application for a deposit order is refused because it appeared to the tribunal that it was a premature one to make at a time in the proceedings where there had not been a proper analysis of the pleadings and relevant core documents.

Employment Judge Forde
16 August 2024

Judgment sent to the parties on:

22 August 2024

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For the Tribunal:

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Note

Reasons for the judgment were given orally at the hearing. Written reasons will not be provided unless a party asked for them at the hearing or a party makes a written request within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions

Judgments (apart from judgments under rule 52) and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.