



## EMPLOYMENT TRIBUNALS

**Claimant**

Mr J Kilbride

**Respondent**

DAM Model Management

**Employment Judge**

A Stewart (sitting alone)

**The Claimant's application for a Reconsideration under Rule 71 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013, is hereby refused.**

### **Reasons**

1 The Claimant made application on 17 November 2024 for a reconsideration of the Tribunal's Judgment following a Full Merits Hearing of his claim for unpaid wages, which the Tribunal found to be not well-founded and which failed. The hearing was held by CVP on 1 November 2024.

2 The Claimant's application is supported by various good character references and evidence which confirms that he was engaged as a model by the Respondent agency. There is no evidence that he was at any time an 'employee', within the meaning of **section 230 Employment Rights Act 1996**, so as to entitle him to make a claim for wages under **section 13 of the Act**.

3 The Claimant's references to 'the overriding objective' are not understood and do not seem to relate to the definition contained in **Rule 2 of Schedule 1 of the Employment Tribunal (Constitution and Rules of Procedure) Regulations 2013**, by which the Tribunal is governed.

4 **Under Rule 72(1) of the Regulations, the Claimant's application for a reconsideration of the Tribunal's Judgment is refused because there is no reasonable prospect of the Tribunal's original Judgment being varied or revoked.**

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Employment Judge Stewart

Date 9 December 2024

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Sent to the parties on

18 December 2024

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FOR THE TRIBUNAL OFFICE

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