



EMPLOYMENT TRIBUNALS

Claimant: Mr O Idiakheua

Respondent: Midlands Partnership NHS Foundation Trust

Heard at: Midland West Employment Tribunal via video hearing

On: 15 April 2024

Before: Employment Judge Fitzgerald

Representation

Claimant: In person

Respondent: Mr Deane, Counsel

JUDGMENT

1. The Claimant was a worker of the Respondent and not an employee.
2. Therefore the Tribunal does not have jurisdiction to hear the Claimant's claim of unfair dismissal as such a claim can only be brought by an employee as defined by section 230 of the Employment Rights Act 1996.
3. Therefore the Claimant's claim is struck out and the proceedings against the Respondent are dismissed.

Employment Judge Fitzgerald

Date 15 April 2024

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions

Judgments 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.