

EMPLOYMENT TRIBUNALS (SCOTLAND)

Employment Judge L Wiseman
Case Number: 4114877/2014

Mr M Fairley **Claimant**

The City of Edinburgh Council **Respondent**

JUDGMENT

The claim is struck out under rule 38 of the Employment Tribunal Procedure Rules 2024 on the grounds that the claim has not been actively pursued in terms of rule 38(1)(d)

REASONS

1. The claimant's solicitors having withdrawn from acting on his behalf, a letter was sent to him (**26th August 2026)** on the direction of an Employment Judge asking for confirmation of his intention with regard to this claim.

2. That correspondence has been returned to the Tribunal Office indicating that the claimant no longer resides at the address provided on the ET1.

3. No steps have been taken by the claimant to advise the Tribunal of his new address. In the absence of this information the tribunal cannot communicate with the claimant. The Tribunal have been unable to give the claimant notice under rule 38 of the Employment Tribunal Procedure Rules 2024.

4. The Tribunal assumes in these circumstances that he no longer wishes to pursue his claim, which is struck out under rule 38 of the Employment Tribunal Procedure Rules 2024.

Date sent to parties 22nd September 2026