



EMPLOYMENT TRIBUNALS

Claimant: Mr A B Conteh

Respondent: First Security (Guards) Limited

JUDGMENT

The Claimant's application contained in emailed letters dated 5 June and 27 June 2017 for reconsideration of the judgment ("the Judgment") and reasons ("the Reasons") sent to the parties respectively on 5 June and 26 June 2017 is refused.

REASONS

There is no reasonable prospect of the original decision being varied or revoked, because:

1 By an email dated 5 June 2017 the Claimant attached an application for reconsideration of the Judgment (which superseded his two earlier applications of 4 June 27) and by a further email dated 27 June 2017 the Claimant made further submissions following receipt of the Reasons on the grounds that he believed that there had been errors of fact and law. Errors of law are matters for the Employment Appeal Tribunal and not appropriate for a reconsideration.

2 Under rule 70 of the Employment Tribunals Rules of Procedure 2013 the only ground for reconsideration is:

"where it is necessary in the interests of justice to do so".

3 The application for reconsideration dated 5 June 2017 complains about the decision to refuse the Claimant's application to amend his claim to add protected disclosure claims under section 47B and section 103A Employment Rights Act 1996. The application repeats the arguments put forward by the Claimant at the hearing on 2 June 2017 which were addressed in the Reasons.

The application contained in the email dated 5 June 2017 is a matter for an appeal to the Employment Appeal Tribunal.

4 The second email dated 27 June 2017 repeats matters that were addressed at the hearing and makes further submissions of law. These are matters for the Employment Appeal Tribunal.

5 Paragraphs 22 to 24 concern the issue of estoppel/abuse of process. They do not set out grounds justifying a reconsideration and are matters of law for the Employment Appeal Tribunal.

6 None of the matters set out in the application for reconsideration, whether considered singly or together, are sufficient to justify reconsideration on the grounds that it is in the interests of justice to do so.

7 In these circumstances the Employment Judge considers that there is no reasonable prospect of the original decision being varied or revoked and the application for reconsideration is refused.

Employment Judge Lewzey
4 July 2017