



THE EMPLOYMENT TRIBUNAL

SITTING AT: LONDON SOUTH

BEFORE: EMPLOYMENT JUDGE H WILLIAMS QC

BETWEEN:

Mr Timothy Walsh

Claimant

AND

Southern Water Services Limited

Respondent

ON: 22 October 2018

APPEARANCES:

For the Claimant: Mr C Ludlow, Counsel

For the Respondent: Mr J Mitchell, Counsel

PRELIMINARY HEARING: JUDGMENT

1. The Respondent's application to strike out the Claimant's claims is dismissed.
2. The Claimant is permitted to amend his Claim Form to add:
 - (a) A claim of 'ordinary' unfair dismissal pursuant to section 94 Employment Rights Act 1996; and
 - (b) An allegation of post termination detriment in relation to the Respondent's letters seeking re-payment of overpaid notice monies received by the Claimant on or about 1 June and 17 July 2018.

3. The Respondent's application for deposit orders is successful in part (as set out in the accompanying Deposit Order).

Employment Judge H Williams QC
Date: 23 October 2018