



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4105659/2022

Employment Judge M Whitcombe

Mr A Wright

Claimant

Sashworks Scotland Ltd

Respondent

JUDGMENT

The claim is struck out under rule 37(1)(d) of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the ground that the claim has not been actively pursued.

REASONS

1. On 12 August 2022, I issued a Case Management Order at the Preliminary Hearing that took place on 16 December 2022, recorded at paragraphs 4-11 of the Preliminary Hearing Note issued to parties on the same date. The claimant was ordered to provide further information in support of their claim by

- 6 January 2023. The claimant failed to comply with the Order within the specified timeframe.
2. On 6 January 2023, the claimant's representative informed the Tribunal that they would no longer be acting on behalf of the claimant after they were unable to obtain any response from them despite numerous attempts. Accordingly, the Tribunal issued a reminder to the claimant asking them to provide an explanation as to their failure to comply with the Case Management Order by 4pm on 12 January 2023. No reply was received.
 3. On 16 January 2023, the Tribunal gave the claimant an opportunity to give written reasons by 30 January 2023 or to request a hearing in order to consider why the claim should not be struck out on the grounds that the claim had not been actively pursued in terms of rule 37(1)(d) of the rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013.
 4. The claimant has failed to respond or to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

Employment Judge: M Whitcombe
Date of Judgment: 1 February 2023
Entered in register: 1 February 2023
and copied to parties