



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4111775/2019

Employment Judge L Doherty

Mr A Todd

Claimant

Oyster Enterprises Ltd

Respondent

JUDGMENT

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

REASONS

1. On 26 November 2021 , the respondent made an application to the Tribunal for the claimant's claim to be struck out.
2. The application was copied to the claimant by the Tribunal on 03 December 2021 seeking his comments by 17 December 2021. No reply was received from the claimant.
3. A reminder was issued to the claimant on 29 December 2021 with a reply sought by 12 January 2022. No reply was received from the claimant.
4. On 19 January 2022, the Tribunal gave the claimant an opportunity to give written reasons by 03 February 2022 or to request a hearing in order to consider why the claim should not be struck out.
5. The claimant has failed 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: L Doherty
Date of Judgment: 8 February 2022
Entered in register: 11 February 2022
and copied to parties