



EMPLOYMENT TRIBUNALS

Claimant: Gerard Donnelly

Respondent: Wirral Borough Council

Heard at: Manchester by CVP

On: 14 October 2024

Before: Employment Judge Lloyd

Representation

Claimant: In person

Respondent: Miss Gumbs, Counsel

JUDGMENT ON PRELIMINARY HEARING

1. The judgment of the Tribunal is that the claimant is found not to have met the definition of disability under the Equality Act 2010 for the period 2019 to 21 July 2023. The impairment in question is anxiety and depression.
2. As a result of the decision on the preliminary issue, all complaints alleging disability discrimination under the Equality Act are dismissed. The claimant's other grounds of claim namely, unpaid holiday pay and unfair dismissal will proceed to be determined at a full hearing.

Employment Judge Lloyd
Date: 14 October 2024

JUDGMENT SENT TO THE PARTIES ON
21 October 2024

FOR THE TRIBUNAL OFFICE

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be

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provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

<https://www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/>