



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4113789/2021

Employment Judge M Whitcombe

Mr J Toye

Claimant

Weir & McQuiston Ltd (In administration)

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 16 March 2022, the claimant was asked to confirm the sums he claims are owed to him and to provide calculations to demonstrate how those sums have been calculated. No reply was received.

2. On 28 April 2022, the Tribunal issued a reminder to the claimant, asking him to provide a response to the letter of 16 March 2022. No reply was received.
3. On 27 May 2022, the Tribunal gave the claimant an opportunity to give written reasons by 10 June 2022 or to request a hearing in order to consider why the claim should not be struck out on the grounds that the claim has 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: 3 August 2022
Entered in register: 4 August 2022
and copied to parties