



EMPLOYMENT TRIBUNALS

Claimant

Ms H Day

Respondent

v Secretary of State for Work and Pensions

HEARING

Heard at: Croydon

On: Monday 18 September 2017

Before: Employment Judge Truscott QC

Appearances:

For the Claimant: did not attend
For the Respondent: Tom Poole of Counsel

JUDGMENT on PRELIMINARY HEARING

The claim was lodged out of time and is dismissed.

REASONS

The claimant was dismissed on 15 February 2017. The ET1 was lodged on 24 June 2017 and notified ACAS on 26 April 2017. The EC Certificate was issued on 16 May 2017. In accordance with section 207B(4) of the Employment Rights Act 1996, the claim should have been lodged by 15 June. Accordingly, the claim is out of time. There were no facts to constitute a basis for the claimant to say that it was not reasonably practicable for the claim to be lodged in time. In these circumstances, the claim is dismissed.

Employment Judge Truscott QC

Date : 18/09/2017