



EMPLOYMENT TRIBUNALS

Claimant: Trevor Farley

Respondent: Sunderland City Council

PUBLIC PRELIMINARY HEARING

On: 17 January 2022

Before: Employment Judge Sweeney

Appearances

For the Claimant, In person

For the Respondent, Stephen Forster, solicitor

JUDGMENT

1. The complaint of unlawful deduction of wages under section 23 Employment Rights Act 1996 ('ERA') was presented after the period in section 23(2) ERA and the Tribunal was not satisfied that it was not reasonably practicable for the complaint to be presented before the end of that period. Accordingly, the claim is dismissed
2. The following complaints under the Equality Act 2010 are struck out pursuant to rule 37(1)(a) of the ETs (Constitution & Rules of Procedure) Regulations 2013 on the ground that they have no reasonable prospect of success:
 - 2.1. Direct discrimination on grounds of age;
 - 2.2. Direct discrimination on grounds of sex;
 - 2.3. Direct discrimination on grounds of disability;
 - 2.4. Indirect sex discrimination;
 - 2.5. Harassment related to age;
 - 2.6. Harassment related to sex;
 - 2.7. Harassment related to disability;
 - 2.8. Victimisation
3. This does not affect the complaints of indirect disability discrimination, indirect age discrimination and failure to make reasonable adjustments as set out in the case management summary of the public preliminary hearing of 17 January 2022, which shall proceed to a final hearing.

Employment Judge **Sweeney**

19 January 2022

Note

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