**<<cs\_t6\_1C>>**

**<<## 6.1C Strike out warning – claimant rule 37 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**STRIKE OUT WARNING**

**Employment Tribunals Rules of Procedure 2013**

**Rule 37**

***[Delete as appropriate]***

**[On the Tribunal’s own initiative] / [On the application of the respondent]** and having considered any representations made by the parties,

Employment Judge [**Judge surname]** is considering striking out **[the claim] / [the complaint of – *Identify complaint*]** because

***[Delete as appropriate]***

1. it is scandalous or vexatious (in the sense that it is being pursued for some improper motive, to cause disruption or without any expectation of success).
2. it has no reasonable prospect of success.
3. the manner in which the proceedings have been conducted by or on behalf of the claimant has been scandalous, unreasonable or vexatious;
4. you have not complied with Rule **[insert Rule number]**
5. you have not complied with the Order of the Tribunal dated **[insert date]*.***
6. it has not been actively pursued.
7. it is no longer possible to have a fair hearing of **[the claim] / [the complaint of - *Identify complaint*]** because **[insert reasons]**.

If you wish to object to this proposal, you should give your reasons in writing or request a hearing at which you can make them by **[insert date]**.

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_1R>>**

**<<## 6.1R Strike out warning – respondent - rule 37 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<respondent\_full\_name>>,  <<respondent\_addressUK>>  <<respondent\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**STRIKE OUT WARNING**

**Employment Tribunals Rules of Procedure 2013**

**Rule 37**

***[Delete as appropriate]***

**[On the Tribunal’s own initiative] / [On the application of the claimant]** and having considered any representations made by the parties,

Employment Judge [**Judge surname]** is considering striking out **[the response] [part of the response – *Identify part* ]** because

***[Delete as appropriate]***

1. it is scandalous or vexatious (in the sense that it is being pursued for some improper motive; to cause disruption or without any expectation of success).
2. it has no reasonable prospect of success.
3. the manner in which the proceedings have been conducted by or on behalf of the respondent has been scandalous, unreasonable or vexatious;
4. you have not complied with Rule ***[insert Rule number]***
5. you have not complied with the Order of the Tribunal dated **[insert date]*.***
6. it has not been actively pursued.
7. it is no longer possible to have a fair hearing of the **[response] / [part of the response, namely *Identify part* ]**, because [***Insert reasons*]**.

If you wish to object to this proposal, you should give your reasons in writing or request a hearing at which you can make them by **[insert date]**.

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_2>>**

**<<## 6.2 Strike out Judgment – claim - rule 37 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

**JUDGMENT**

The claim is struck out.

**REASONS**

1. By a letter dated **[insert date]** the Tribunal gave the claimant an opportunity to make representations or to request a hearing, as to why the claim should not be struck out because

***[Delete as appropriate]***

1. it is scandalous or vexatious (in the sense that it is being pursued for some improper motive, to cause disruption or without any expectation of success).
2. it has no reasonable prospect of success.
3. the manner in which the proceedings have been conducted by or on behalf of the claimant has been scandalous, unreasonable or vexatious;
4. the claimant had not complied with Rule ***[insert Rule number]*.**
5. the claimant had not complied with the Order of the Tribunal dated **[insert date]*.***
6. it has not been actively pursued.
7. it is no longer possible to have a fair hearing of the claim, because [***Insert reasons*]**.

2. The claimant has failed to make representations in writing, or has failed to make any sufficient representations, why this should not be done or to request a hearing. The claim is therefore struck out.

3. The hearing fixed for **[insert date]** will not take place.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Employment Judge [**Judge surname]**

JUDGMENT SENT TO THE PARTIES ON **[insert date]**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_3>>**

**<<## 6.3 Strike Out Judgment – claim – part - rule 37 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

**JUDGMENT**

The complaint of **[*Identify complaint*]** is struck out.

**REASONS**

1. By a letter dated **[insert date]** the Tribunal gave the claimant an opportunity to make representations or to request a hearing, as to why the the complaint of **[*Identify complaint*]** should not be struck out because

***[Delete as appropriate]***

1. it is scandalous or vexatious (in the sense that it is being pursued for some improper motive, to cause disruption or without any expectation of success).
2. it has no reasonable prospect of success.
3. the manner in which the proceedings have been conducted by or on behalf of the claimant has been scandalous, unreasonable or vexatious;
4. the claimant had not complied with Rule ***[insert Rule number]*.**
5. the claimant had not complied with the Order of the Tribunal dated **[insert date]*.***
6. it has not been actively pursued.
7. it is no longer possible to have a fair hearing of the complaint of **[Identify complaint]**, because [***Insert reasons*]**.

2. The claimant has failed to make representations in writing, or has failed to make any sufficient representations, why this should not be done or to request a hearing. The complaint of **[*Identify complaint*]** is therefore struck out.

3. The claimant’s remaining claim(s) remains listed for hearing on **[insert date]**.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Employment Judge [**Judge surname]**

JUDGMENT SENT TO THE PARTIES ON **[insert date]**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_4>>**

**<<## 6.4 Strike Out Judgment – response - rule 37 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<respondent\_full\_name>>,  <<respondent\_addressUK>>  <<respondent\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

**JUDGMENT**

The response is struck out.

**REASONS**

1. By a letter dated **[insert date]** the Tribunal gave the respondent an opportunity to make representations or to request a hearing, as to why the response should not be struck out because

***[Delete as appropriate]***

1. it is scandalous or vexatious (in the sense that it is being pursued for some improper motive, to cause disruption or without any expectation of success).
2. it has no reasonable prospect of success.
3. the manner in which the proceedings have been conducted by or on behalf of the claimant has been scandalous, unreasonable or vexatious;
4. the respondent had not complied with Rule ***[insert Rule number]*.**
5. the respondent had not complied with the Order of the Tribunal dated **[insert date]*.***
6. it has not been actively pursued.
7. it is no longer possible to have a fair hearing of the response, because [***Insert reasons*]**.

2. The respondent has failed to make representations in writing, or has failed to make any sufficient representations, why this should not be done or to request a hearing. The response is therefore struck out.

3. The respondent will be entitled to notice of any hearings and decisions of the Tribunal but will only be entitled to participate in any hearing to the extent permitted by the Employment Judge.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Employment Judge [**Judge surname]**

JUDGMENT SENT TO THE PARTIES ON **[insert date]**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_5>>**

**<<## 6.5 Strike Out Judgment – response- part – rule 37 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<respondent\_full\_name>>,  <<respondent\_addressUK>>  <<respondent\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

**JUDGMENT**

The response is struck out in part, namely **[*Identify part* ]**.

**REASONS**

1. By a letter dated **[insert date]** the Tribunal gave the respondent an opportunity to make representations or to request a hearing, as to why part of the response, namely **[*Identify part*]** should not be struck out because

***[Delete as appropriate]***

1. it is scandalous or vexatious (in the sense that it is being pursued for some improper motive, to cause disruption or without any expectation of success).
2. it has no reasonable prospect of success.
3. the manner in which the proceedings have been conducted by or on behalf of the claimant has been scandalous, unreasonable or vexatious;
4. the respondent had not complied with Rule ***[insert Rule number]*.**
5. the respondent had not complied with the Order of the Tribunal dated **[insert date]*.***
6. it has not been actively pursued.
7. it is no longer possible to have a fair hearing of part of the response, namely **[*Identify part*]**, because [***Insert reasons*]**.

2. The respondent has failed to make representations in writing, or has failed to make any sufficient representations, why this should not be done or to request a hearing. That part of the response is therefore struck out.

3. The respondent will be entitled to notice of any hearings and decisions of the Tribunal on that part but will only be entitled to participate in any hearing to the extent permitted by the Employment Judge.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Employment Judge [**Judge surname]**

JUDGMENT SENT TO THE PARTIES ON **[insert date]**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_6>>**

**<<## 6.6 Withdrawal - rule 51. 01/01/14 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**WITHDRAWAL OF CLAIM**

**Employment Tribunals Rules of Procedure 2013**

Thank you for informing the Tribunal that you have withdrawn your claim.

The file will be retained until **[insert date]** and then destroyed.

The hearing listed on **[insert date]** will not now take place.

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_7>>**

**<<## 6.7 Withdrawal - part - rule 51 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**WITHDRAWAL OF PART OF CLAIM**

**Employment Tribunals Rules of Procedure 2013**

Thank you for informing the tribunal that you have withdrawn your complaint of **[*Identify claim(s) withdrawn*].**

The remainder of your claim remains listed for hearing on .

***[Delete as appropriate]***

The time allocated to the hearing will now be **[*Insert time allocation*]. [You will receive notice of the hearing in due course].**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_8>>**

**<<## 6.8 Judgment on Withdrawal rule 52 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>>  or    <<respondent\_full\_name>>,  <<respondent\_addressUK>>  <<respondent\_email\_address>>  delete as applicable | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

**JUDGMENT**

The proceedings are dismissed following a withdrawal of the claim by the claimant.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Employment Judge [**Judge surname]**

JUDGMENT SENT TO THE PARTIES ON **[insert date]**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_9>>**

**<<## 6.9 Judgment on Withdrawal – part - rule 52 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>>  or    <<respondent\_full\_name>>,  <<respondent\_addressUK>>  <<respondent\_email\_address>>  delete as applicable | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

**JUDGMENT**

The complaint of **[Identify Complaint]** is dismissed following a withdrawal by the claimant.

***[Delete as appropriate]***

The claimant’s remaining claim(s) will proceed to hearing **[on (insert date)]** **[the date of which will be notified in due course].**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Employment Judge [**Judge surname]**

JUDGMENT SENT TO THE PARTIES ON **[insert date]**

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_10>>**

**<<## 6.10 Letter declining withdrawal judgment – rule 52 ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**WITHDRAWAL OF CLAIM**

**Employment Tribunals Rules of Procedure 2013**

**Rule 52**

***[Delete as appropriate]***

Further to the withdrawal of **[the claim] / [the complaint of - *Identify complaint withdrawn*]** in these proceedings, that **[claim] / [complaint]** is at an end. However, Employment Judge **[Judge surname]** has directed that a judgment dismissing the claim is not issued, because –

***[Delete as appropriate]***

**[the claimant expressed at the time of withdrawal a wish to reserve the right to bring a further claim and the Judge is satisfied that there would be a legitimate reason for doing so.]**

**[the Judge believes that to issue a judgment would not be in the interests of justice, because [*Insert reasons, as directed by Judge* ].**

***[Include if whole claim withdrawn]***

The file will be retained until **[insert date]** and then destroyed.

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else\_t6\_11C>>**

**<<## 6.11C Case remains listed – claimant ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<claimant\_full\_name>>,  <<claimant\_addressUK>>  <<claimant\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**CASE REMAINS LISTED**

**Employment Tribunals Rules of Procedure 2013**

Your letter dated **[insert date]** has been referred to Employment Judge **[Judge surname].**

The Judge has directed that the case remains listed for hearing until we receive notification that the settlement has been finalised and the claim is formally withdrawn.

Once we receive confirmation of the finalised settlement, the hearing will be cancelled.

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<else>>**

**<<## 6.11R Case remains listed – respondent ##>>**



**EMPLOYMENT TRIBUNALS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| To: | <<respondent\_full\_name>>,  <<respondent\_addressUK>>  <<respondent\_email\_address>> | | | <<Court\_Address>>  <<Court\_Telephone>>  <<Court\_Fax>>  <<Court\_DX>>  **e-mail: <<Court\_Email>>** |
| Your Ref | |  |  | |
| Date | | <<TODAY\_DATE>> |

**Case Number:** <<Case\_No>>

|  |  |  |
| --- | --- | --- |
| **Claimant**  <<Claimant>> | **v** | **Respondent**  <<Respondent>> |

Dear Sir / Madam,

**CASE REMAINS LISTED**

**Employment Tribunals Rules of Procedure 2013**

Your letter dated **[insert date]** has been referred to Employment Judge **[Judge surname].**

The Judge has directed that the case remains listed for hearing until we receive notification that the settlement has been finalised and the claim is formally withdrawn.

Once we receive confirmation of the finalised settlement, the hearing will be cancelled.

|  |
| --- |
| Yours faithfully,  <<Clerk**>>**  For the Tribunal Office |

**<<es\_>>**