



EMPLOYMENT TRIBUNALS

Claimant: Mr A Aspinall

Respondent: Countess of Chester Hospital NHS Foundation Trust

Heard at: Liverpool (in private; by video hearing) **On:** 21 December 2021

Before: Employment Judge Aspinall (sitting alone)

JUDGMENT

The claimant's complaints under Section 21 Equality Act 2010 for failure to reasonably adjust in relation to

- excessive workload between 2016 and August 2017
- a 37.5 hour role to be worked over 28 hours between January and June 2018
- issuing of cautions following absences

and his complaint under Section 15 Equality Act 2010 for discrimination arising out of disability in relation to

- cautions issued for absences on 30 April 2019, 1 July 2019 and 18 September 2019

are dismissed on withdrawal by the claimant.

His other discrimination complaints under Section 21 and Section 26 Equality Act 2010 proceed to final hearing.

This is the second dismissal on withdrawal judgment, previous complaints having been dismissed on 4 January 2021.

Employment Judge Aspinall

DATE 21 December 2021

JUDGMENT SENT TO THE PARTIES
ON 30 December 2021

FOR THE TRIBUNAL OFFICE

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.

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.