



EMPLOYMENT TRIBUNALS

Claimants: (1) MR N ASOKKUMAR
(2) MR P BUNGSRAZ

Respondent: OCS GROUP UK LIMITED

JUDGMENT

The claimants' allegations that there was a failure relating to the election of employee representatives under Regulation 14 of the Transfer of Undertakings (Protection of Employment) Regulations 2006 ("**TUPE**") are struck out.

REASONS

1. At the preliminary hearing on 25 April 2022, EJ Klimov decided that the claimants' allegations that there was a failure relating to the election of employee representatives under Regulation 14 of the Transfer of Undertakings (Protection of Employment) Regulations 2006 ("**TUPE**") have little reasonable prospect of success.
2. The claimants were ordered to pay a deposit of £200 not later than 21 days from the date the Deposit Order was sent to the parties as a condition of being permitted to continue to advance those allegations.
3. The Order was sent to the parties on 26 April 2021.
4. The claimants have failed to pay the deposit. The allegations are therefore struck out under rule 39(4) of the Employment Tribunals Rules of Procedure 2013.

Employment Judge **Klimov**

Date: 20 May 2022

JUDGMENT SENT TO THE PARTIES ON

20/05/2022.

FOR THE TRIBUNAL OFFICE