



EMPLOYMENT TRIBUNALS

Claimant: Mr N Stubbs
Respondents: (1) Gable Essex Ltd
(2) Apetito Limited
Heard at: East London Hearing Centre
On: 31 October 2022
Before: Acting Regional Employment Judge Burgher

Representation

For the Claimant: In person
For the Second Respondent: Ms C Mallin Martin (Counsel)

This has been a hybrid remote hearing which has not been objected to by the parties. The Claimant attended the Tribunal in person and the form of remote hearing was by CVP.

PRELIMINARY HEARING JUDGMENT

1 The Claimant's claim for disability discrimination against the second Respondent is dismissed on withdrawal.

2 The Claimant's claim for unlawful deduction of wages against the second Respondent is dismissed on withdrawal.

3 The Claimant's claims for 'Health and Safety' breaches by the Second Respondent are struck out on the basis that the Tribunal does not have jurisdiction to consider them. This claim therefore has no reasonable prospect of success and is dismissed.

4 The Second Respondent is therefore dismissed from proceedings.

5 This Judgment does not affect the Claimant's complaints against the First Respondent Gable Essex Ltd which will be listed for a separate preliminary hearing to consider the claims and make case management orders for final hearing.

Acting Regional Employment Judge Burgher
Date: 4 November 2022