



EMPLOYMENT TRIBUNALS

(England and Wales)

Case Nos: 1700853/2007 & others

Judge Latham
President

THIRD DIRECTION OF THE PRESIDENT

In the matter of claims involving the application of the Part-time Workers (Prevention of Less Favourable Treatment) Regulations 2000

BETWEEN:

**Mr R Miller
and others**

CLAIMANTS

AND

**(1) Ministry of Justice
(2) Department for Communities & Local Government
(3) Residential Property Tribunal Service
(4) Welsh Assembly Government
(5) Transport & Environment Committee of London Councils**

RESPONDENTS

IN THE MATTER of claims registered in different regions of the Employment Tribunals in England and Wales involving the application of the Part-time Workers (Prevention of Less Favourable Treatment) Regulations 2000 and lack of entitlement of part-time judicial office holders to a judicial pension on retirement.

AND having made a Direction on 2 February 2011 combining and staying all claims raising the same or similar issues, and transferring these claims to the London Central region.

AND having made a second Direction on 23 March 2012 automatically staying claims on receipt of the ET1 without further application by the Claimant or the Respondent, and providing an extension of time to the Respondent to file an ET3 with grounds of resistance 28 days after the stay has been formally lifted.

AND upon consideration of an Order made by the President of Employment Tribunals (Scotland) on 17 April 2013 transferring claims raising the same issues that had been lodged in Scotland to the Employment Tribunals in England & Wales.

AND upon further consideration of the decision by the President of Employment Tribunals (Scotland) made on 23 April 2013 that those claims accepted in Scotland which from that date onwards the time limit had not yet expired in connection with the lodging of the ET3, be sisted with immediate effect.

AND having regard to the overriding objective under Regulation 3 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2004.

IT IS ORDERED THAT:

1. All claims be considered together under Rule 10 of Schedule 1 to the Employment Tribunals (Constitution and Rules of Procedure) Regulation 2004 and be automatically stayed on receipt of the ET1 without further application by the Claimant or the Respondent and an extension of time given to the Respondent to file an ET3 with grounds of resistance 28 days after the stay has been formally lifted.
2. A copy of each ET1 will be served upon the Respondent with confirmation that the claim has been automatically stayed.
3. Any party or representative wishing to make representations for the further conduct of these claims should do so upon application to the President.
4. A copy of this Direction be sent to ACAS and to all known interested parties, and be published on the Tribunals Service website at <http://www.justice.gov.uk/tribunals/employment/rules-and-legislation#england>

SIGNED:



Judge Latham
President

DATED: 1 May 2013

To: All parties and/or their representatives
All Regional Employment Judges (England & Wales)
ACAS