



EMPLOYMENT TRIBUNALS
(England and Wales)

**CASE MANAGEMENT ORDER
OF THE PRESIDENT**

Case Nos 2200713/2011 & others

In the matter of claims involving the issue of whether there should be a Declaration of Incompatibility of the State Immunity Act 1978 with Article 6 of the ECHR

BETWEEN:

Ms F Benkharbouche and others (see attached schedule)

CLAIMANTS

AND

- 1. Republic of Sudan**
- 2. High Commission for Malaysia**
- 3. High Commission for Republic of Zambia**
- 4. Libya**
- 5. Brazil Embassy**
- 6. Arab League**
- 7. Ambassador De France Au Royaume Uni**
- 8. Bahrain Cultural Office**
- 9. High Commission of India**
- 10. Sierra Leone High Commission**
- 11. Spanish Embassy**
- 12. Saudi Press Agency**

RESPONDENTS

Claims having been registered in different regions of the Employment Tribunals in England and Wales raising the issues as to whether there should be a Declaration of Incompatibility of the State Immunity Act 1978 with Article 6 of the ECHR


AND having regard to the overriding objective under Rule 2 of the first schedule to the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013.

AND those claims having been stayed pending the outcome of the appeals to the Court of Appeal in *Janah v Libya* and *Benkharbouche v Embassy of the Republic of Sudan*

AND there having been a further judgment from the United Kingdom Supreme Court [2017] UKSC 62

IT IS ORDERED THAT:

1. The stay be lifted in all relevant claims in England and Wales raising the same or similar issues. The relevant Regional Employment Judge will give consideration for the expeditious disposal of the claims.
2. Any party or representative wishing to make representations for the further conduct of these claims should do so upon application to the relevant Regional Employment Judge.
3. A copy of this Case Management Order be sent to ACAS and to all known interested parties, and be published on the Judiciary website at :
<https://www.judiciary.gov.uk/publications/directions-employment-tribunals-england-wales>

SIGNED: 
Judge Brian Doyle
President

DATED: 27 October 2017

SCHEDULE OF CLAIMS

Case Number	Claimant
2200713/2011	Ms F Benkharbouche
2200571/2013	Mrs R Mat Hassan
2202713/2013	Mr S De Silva Liyanage
2201575/2012	Ms M Janah
2201666/2012	Mr DA de Castro Cerqueira
2201963/2011	Mr F Girgis
2204921/2012	Mr N Buttet
2203908/2013	Mr MO Al Awad
2203891/2012	Mr R Viegas
2202256/2013	Mr AA Abdelrahman
2201137/2013	Mr F Mark
2200954/2013	Ms S Blanco-Arostegui
2200156/2013	Mr AJ Jarrar