



## EMPLOYMENT TRIBUNALS (ENGLAND & WALES)

### PRESIDENTIAL CASE MANAGEMENT ORDER

The President of Employment Tribunals may issue case management orders to further the [overriding objective](#) and he may do so, in particular, where claims in Employment Tribunals in England and Wales raise the same or similar issues.

The President may direct that the claims are heard in a particular region or administrative office. In doing so, the President will have regard to whether the interests of justice are advanced by considering the claims together; the distribution of judicial and administrative workload and resources as between the Employment Tribunal regions (including waiting times); and any views made by the parties.

This case management order of the President concerns:

**Claims for age discrimination against the Minister for the Cabinet Office and others as a result of public sector pension reform**

#### **Background**

1. Age discrimination claims have been presented against the Minister for the Cabinet Office and others in respect of reforms to public sector pensions made in 2015.
2. Those claims have been joined under, or stayed behind, the lead case of *McIntosh and others v Minister for the Cabinet Office and others* (2202633/2018) (“the McIntosh litigation”).
3. New primary and secondary legislation has been introduced and agreement in principle has been reached regarding claims that comprise the McIntosh litigation.
4. Separately, new claims have been received by regional offices of the Employment Tribunals in England and Wales.
5. These new claims raise the same or similar issues to those raised in the *McIntosh* litigation.

## Orders

6. All claims identified as raising the same or similar issues brought against the Minister for the Cabinet Office and others in relation to the Principal Civil Service Pension Scheme transitional provisions shall be transferred to the London Central Employment Tribunal.
7. All such claims will be consolidated and stayed behind the McIntosh litigation. The claims will be case managed in accordance with directions made by the Regional Employment Judge at London Central Employment Tribunal (or any other Employment Judge as nominated by him) and no response will be required from any Respondent to a claim until further direction.
8. If any party or representative wishes to make representations regarding the conduct of such claims they should write to the Regional Employment Judge at London Central Employment Tribunal (with a copy to all other parties in accordance with [rule 92](#) of the Employment Tribunals Rules of Procedure).
9. A copy of this case management order shall be sent to ACAS, all known interested parties and published on the website of the Employment Tribunals at the link below: <https://www.judiciary.uk/guidance-and-resources/directions-employment-tribunals-england-wales>

SIGNED:

A handwritten signature in black ink, appearing to read 'Barry Clarke', with a long horizontal stroke extending to the right.

Judge Barry Clarke  
President

DATED: 22 January 2024