



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4101542/2022 (A)

Held in Glasgow on 7 May 2022
(Preliminary Hearing conducted remotely by telephone conference call)

Employment Judge Ian McPherson

Mrs Sally Phyliss Coulthard

Claimant
Represented by:
Mr Alan McCormack
Solicitor

Advocate General for Scotland
as representing the Ministry of Defence

Respondent
Represented by:
Ms Nicola Moscardini
Solicitor

JUDGMENT

- (1) The claimant's complaint of discrimination by the respondent on the grounds of sex (including equal pay) under the **Equality Act 2010**, having been withdrawn in writing by the claimant's representative, in his completed PH Agenda submitted on 16 May 2022 for use at this Preliminary Hearing, in terms of **Rule 51 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013**, that part of the claim against the respondent is dismissed by the Tribunal under **Rule 52**, on the unopposed application of the respondent's representative made orally at this Preliminary Hearing.

(2) The remaining parts of the claim brought by the claimant, complaining of less favourable treatment due to part-time worker status (in respect of pension entitlement), under the **Part Time Workers (Prevention of Less Favourable Treatment) Regulations 2000**, and alleged unlawful deduction from wages, contrary to **Section 13 of the Employment Rights Act 1996**, are unaffected by this part-withdrawal, and those heads of complaint will proceed as separately ordered by the Tribunal, in a written Note and Orders issued under separate cover.

Employment Judge: G. Ian McPherson
Date of Judgment: 17 May 2022
Entered in register: 17 May 2022
and copied to parties