



**Birmingham Peoples
Centre**

Putting People First

Default Judgements

A default judgement is a decision made on an employment tribunal claim in the absence of a response. Where issued (unless this is amended or withdrawn), an employer will not be able to take any further part in the proceedings dealing with the employment tribunal claim.

A default judgement can be issued by an Employment Judge in cases where a complaint has been filed, and the respondent has not presented a response to the Employment Tribunal Office within the relevant time limit. An application may be made to have default judgements reviewed, although the details to be filed are comprehensive, with a time limit of 14 days from the date the judgement was sent to the parties.

Any application for a review of a default judgement must include the reasons why the judgement should be varied or revoked; and include the respondent's proposed response to the claim, an application for an extension of the time limit for presenting the response, and an explanation for the delay.

A default judgement does not include a decision on remedies, which will normally be dealt with at a later hearing. Although the respondent will be able to sit in the public area of the hearing, they will not be permitted to take any part in the hearing.



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