

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

6 Employees

CASE NO.

RP328/2006

RP329/2006

RP330/2006

RP345/2006

WT208/2006

RP358/2006

RP445/2006

against

5 Employers

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003 ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. L. Ó'Catháin

Members: Mr. M. Forde
Mr. D. McEvoy

heard this appeal at Cork on 12 December 2007 and 3 March 2008

Representation:

Appellants:

Ms. Marie Kearney, SIPTU, Cork No. 6,
Connolly Hall, Lapps Quay, Cork

Respondent:

Mr. Paul Scannell B.L. instructed by Ms. Carol Hickey,
C.A. Hickey Solicitors, The Square, Passage West, Co. Cork
for the first named respondent

Ms. Sarah Daly B.L. instructed by Mr. Mortimer Kelleher,
Barry, Turnbull & Co. Solicitors,

33/34 Washington Street West, Cork
for the second, third and fourth named respondents

Ms. Eileen Hayes on the first day, Mr. Fergus Appelbe
On the second day, P.J. O'Driscolls Solicitors,
41 South Main Street, Bandon, Cork
for the fifth named respondent

The determination of the Tribunal was as follows:

Determination:

Following concession of the appeals by the first named respondent the Tribunal is satisfied that the appellants are entitled to lump sum payments under the Redundancy Payments Acts, 1967 to 2003 based on the following criteria

Name	Date of Birth	Employment started	Employment ended	Gross weekly pay
	16/03/1958	01/03/1979	28/05/2006	€533-15
	31/12/1952	01/10/1983	28/05/2006	€460-00
	12/11/1961	03/09/1979	28/05/2006	€655-40
	07/12/1966	17/03/2003	28/05/2006	€768-70
	07/04/1962	30/03/1997	28/05/2006	€578-28
	09/06/1985	19/06/2001	28/05/2006	€296-00

It should be noted that payments from the social insurance fund are limited to a maximum of €600-00 per week. The claim by the fourth named appellant under the Organisation of Working Time Act, 1997 was withdrawn

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)