

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
Employee

CASE NO.
RP447/2006
MN587/2006

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. L. Ó Catháin

Members: Mr. M. Forde
Ms. H. Kelleher

heard this appeal in Cork on 25 January 2008

Representation:

Appellant(s) :
Mr. Daniel Johnson, Brooks & Company, Solicitors,
Baldwin Street, Mitchelstown, Co. Cork

Respondent(s) :
No attendance or representation

The decision of the Tribunal was as follows:-

Appellant's Case

Giving sworn testimony, the appellant told the Tribunal that his date of birth was 28 September 1972, that he had commenced employment with the respondent in October 2003 and that his employment had ended on 16 June 2006 without his receiving formal written notice. As he had not received redundancy or minimum notice payments from the respondent he sought awards from the Tribunal under the Redundancy Payments Acts, 1967 to 2003, and under the Minimum Notice and Terms of Employment Acts, 1973 to 2001. His gross weekly pay had been €497.85.

Respondent's Case

No evidence was adduced by or on behalf of the respondent.

Determination:

Under the Redundancy Payments Acts, 1967 to 2003, the Tribunal finds that the appellant is entitled to a redundancy lump sum based on a commencement date of 15 October 2003, termination date of 16 June 2006, gross weekly pay of €497.85 and his date of birth which was 28 September 1972.

In addition, the Tribunal makes an award to the appellant under the Minimum Notice and Terms of Employment Acts, 1973 to 2001, of €995.70 (this amount being equivalent to two weeks' gross pay at €497.85 per week).

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)