

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
Employee

CASE NO.
RP361/2006

Against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. P. O'Leary B L

Members: Mr. D. Winston
Mr. N. Broughall

heard this appeal at Dublin on 12th February 2007

Representation:

Appellant: In person

Respondent : Mr Joe Bolger, E.S.A, The Novum Building,
Clonshaugh Industrial Estate, Coolock, Dublin 17

The decision of the Tribunal was as follows:

Determination

The Tribunal is satisfied that the appellant resigned from his employment. A redundancy situation arose with his former employer subsequent to his termination of employment. Since the appellant was not in the respondent's employment at the time of this redundancy it follows that he was not dismissed by reason of redundancy. The Tribunal therefore has no authority to declare the appellant redundant in these circumstances and accordingly his appeal under the Redundancy Payments Acts, 1967 to 2003 fails.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

