

EMPLOYMENT APPEALS TRIBUNAL

CLAIMS OF:

Employee

MN563/2006

CASE NO.

UD849/2006

WT275/2006

against

Employer

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2001
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001
ORGANISATION OF WORKING TIME ACT, 1997**

I certify that the Tribunal

(Division of Tribunal)

Chairman: Ms N. O'Carroll-Kelly BL

Members: Mr P. Pierce

Mr B. Byrne

heard this claim at Dublin on 2nd March 2007

Representation:

Claimant: Mr. Gerry Mooney, 105 Lally Road, Ballyfermot, Dublin 10

Respondent: Ms Rosemary Mallon BL instructed by Mr. Michael Hegarty solr.
Smyth O'Brien Hegarty, Solicitors, 24 Lower Abbey Street, Dublin 1

The determination of the Tribunal was as follows:

Determination:

The Claimant withdrew his claim under the Organisation Of Working Time Act, 1997, on the basis that it was settled prior.

The Claimant withdrew his claim under the Minimum Notice and Terms Of Employment Acts, 1973 to 2001, on the basis that it was settled prior.

The company have conceded that the Claimant was unfairly dismissed. The Tribunal determine that compensation be the most appropriate remedy in this case. Having heard the Claimant's evidence and the cross-examination regarding the Claimant's loss the Tribunal awards the Claimant the sum of €2,500.00, as compensation under the Unfair Dismissals Acts, 1977 to 2001.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)