

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

Employee

RP257/2006

against

2 Employers

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. P. O'Leary B L

Members: Mr. C. Ormond
Ms M. Mulcahy

heard this appeal at Dublin on 8th May 2007

Representation:

Appellant :

In person

Respondent :

Not present or represented

The decision of the Tribunal was as follows:-

The appellant was told at Christmas 2004 that there was no more work for him and that he would be paid his entitlements. When he had not received any payment he contacted the respondent again six or seven weeks later and was offered alternative employment in Dublin at a lower rate of pay. While he lives in Wexford his work was based in Dublin. He was also told that he would not be paid redundancy. The appellant said he was not well versed in employment legislation and as a result did not submit his application form T1A to the Tribunal until 9th May 2006.

Determination:

The Tribunal has considered the time limit for receipt of appeals under Section 24 of the Redundancy Payments Act 1967 as amended by Section 12 of the Redundancy Payments Act 1971

and Section 13 of the Redundancy Payments Act 1979 and has decided in the circumstances to allow the appellant to present his case.

The appellant is entitled to a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2001 based on the following:

| | |
|---------------------------|-------------------------------|
| Date of Birth | 27 th March 1945 |
| Date employment commenced | 17 th May 2002 |
| Date employment ended | 1 st February 2005 |
| Gross weekly salary | €863.92 |

Please note that a weekly ceiling of €600 applies to all payments from the Social Insurance Fund

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

