

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
Employee

RP417/2006

CASE NO.

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. MacCarthy S C

Members: Mr J. Walsh

Mr O. Nulty

heard this appeal at Monaghan on 20th June 2007

Representation:

Appellant : In person

Respondent : Vincent Turley, Human Resource Services, 1 Black Lane, Latlurcan, Monaghan

The decision of the Tribunal was as follows:

The appellant was laid off in 2005 and again at the end of March 2006. On 27 June 2006 he was approached by the personnel manager who offered him a position in the steel department. In declining that offer the following day the appellant furnished the company with an RP-9 form seeking a redundancy payment. On 5 July 2006 the respondent issued a counter notice to the appellant and offered him a job in his former section. The appellant again rejected that offer. In April 2006 the appellant started his own business while on lay-off. He wanted to do something different due to his current and earlier lay-off experiences.

Determination

Having considered the submissions the Tribunal finds that the appellant is not entitled to a redundancy payment in this case. The company acted in accordance with section 13 of the Redundancy Payments Acts, 1967 to 2003

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)