

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:
Employee

CASE NO.
MN733/2006

against

Employer

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. P. O'Leary BL

Members: Ms. A. Gaule
Mr. B. Byrne

heard this claim in Dublin on 11 April 2007

Representation:

Claimant :

In person

Respondent(s) :

No attendance or representation

The decision of the Tribunal was as follows:-

Claimant's Case

The claimant told the Tribunal that the respondent company used vans to deliver healthcare products. The claimant's employment with the respondent commenced on 15 March 2004. The directors kept the books. As well as working "nine to five" the claimant worked very substantial overtime often until eight or nine at night. On the night of Monday 8 May 2006 the respondent's premises were cleared out so that the place had been emptied by the morning of Tuesday 9 May 2006. The respondent thus ceased to trade.

The claimant sought a minimum notice payment from the Tribunal. His average basic pay of €950.00 combined with his average overtime of €393.75 to give him an average gross weekly wage of €1,343.75.

Respondent's Case

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

Determination:

Under the Minimum Notice and Terms of Employment Acts, 1973 to 2001, on the uncontested evidence of the claimant, the Tribunal awards the claimant the sum of €2687.50 (this amount being equivalent to two weeks' gross pay at €1,343.75 per week).

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)