

**Correcting Order**

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL(S) OF:**

Employee

**CASE NO.**

RP488/2006

against

2 Employers

under

**REDUNDANCY PAYMENTS ACTS, 1967 TO 2003**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms P. McGrath BL

Members: Mr D. Moore  
Ms. K. Warnock

heard this appeal at Navan on 7th June 2007

**Representation:**

Appellant(s) : In person

Respondent(s) : XXXX

The decision of the Tribunal was as follows:-

**Determination:**

This order corrects the original Order dated July 13<sup>th</sup> 2007 and should be read in conjunction with that Order.

The correct date of commencement of the appellant is September 1<sup>st</sup> 2000

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)

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### Representation:

Appellant(s) : In person

Respondent(s) : Mr. Garrett Fortune, Church View, Cavan

The decision of the Tribunal was as follows:-

### Determination:

When a person goes on secondment and returns to their place of employment after the secondment end, an employee can expect to return to their terms and conditions before secondment. That job was no longer available and this fact was not made known to the applicant when she was being encouraged to take on the special needs type work.

In fact the work which was available was reduced from a maximum of 20 to 23 hrs a week to 7 ½ hours a week which means that this was effectively on short-time and therefore the appellant is entitled to redundancy.

The Tribunal finds that the appellant is entitled to compensation under the Redundancy Payments Acts, 1967 to 2003 based on the following criteria:

Date of birth	15 July 1951
Date employment commenced	29 March 1990
Date employment ended	28 June 2006

Gross weekly pay €131.54

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This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)