

**EMPLOYMENT APPEALS TRIBUNAL**

CLAIM OF:  
Employee

CASE NO.  
UD547/2006, RP280/2006  
MN351/2006, WT171/2006

against

Employer

Under

**UNFAIR DISMISSALS ACTS, 1977 TO 2001**  
**REDUNDANCY PAYMENTS ACTS, 1967 TO 2003**  
**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. K. T. O' Mahony B.L.

Members: Mr. M. Forde  
Mr J. McDonnell

heard this claim at Limerick on 1st October 2007

**Representation:**

Claimant : In person

Respondent: XXXX

The determination of the Tribunal was as follows:

Having heard the submissions and comments from the parties the Tribunal is satisfied that the appellant was dismissed by reason of redundancy. Accordingly his appeal under the Redundancy Payments Acts, 1967 to 2001 is allowed and the appellant is awarded a statutory amount based on the following:

Date of Birth: 04 February 1975  
Date of Commencement: 28 February 1996  
Date of Termination: 24 February 2006  
Gross Weekly Wage: €710.00

Since those Acts are mutually exclusive with the Unfair Dismissals Acts, 1977 to 2001 it follows that his claim under the latter Acts fall.

The Tribunal awards the appellant €2840.00 as compensation for four weeks' notice under the Minimum notice and Terms of Employment Acts, 1973 to 2001

The appeal under the Organisation of Working Time Act, 1997 succeeds and the appellant is awarded €3124.00 for outstanding holiday pay.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

