

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

Employee

CASE NO.

RP139/2007

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. E. Daly B.L.

Members: Mr. D. Winston
Mr B. McKenna

heard this appeal at Dundalk on 30th October 2007

Representation:

Appellant(s) : In person

Respondent(s) : XXXX

The decision of the Tribunal was as follows:-

Respondent's Case:

The representative for the respondent stated that all monies in respect of redundancy payments and minimum notice had been paid to all employees. He stated that he had paid the appellant his redundancy and minimum notice during the period from April 29th 1998 to October 6th 2006.

Appellant's Case:

The appellant stated that he had commenced employment with the first in a line of security companies on October 1st 1997. The contract was taken over by a second security company on May 5th 1998. He stated that a transfer of undertakings took place and produced a letter from the second security company confirming the transfer of undertakings.

Determination:

The Tribunal is satisfied that a transfer of undertakings took place between 1997 and 1998 and therefore the appellant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2003, based on the following criteria:

Date of Birth:	March 19 th 1953
Date of Commencement:	October 1 st 1997
Date of Termination:	April 28 th 1998
Gross Weekly Pay:	€600.00

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)