

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:

CASE NO.

Employee

UD959/2006

against

RP20/2008

Employer

under

### UNFAIR DISMISSALS ACTS, 1977 TO 2003 REDUNDANCY PAYMENTS ACTS, 1967 TO 2004

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. P. Hurley

Members: Mr. J. Redmond  
Ms. H. Henry

heard this claim at Galway on 8 January 2008

Representation:

\_\_\_\_\_

Claimant:

In person

Respondent:

Ms. Patricia MacEoin, Benen Fahy & Associates, Solicitors  
2 Bridge Street, Galway

The determination of the Tribunal was as follows: -

#### **Determination**

This was a claim of constructive dismissal where it fell to the claimant to make his case. During the evidence being adduced by the respondent it became clear that a redundancy situation had arisen. The claimant then sought leave, with the agreement of the respondent, to add a claim under the Redundancy Payments Acts, 1967 to 2004. The respondent then conceded this claim. The claim under the Unfair Dismissals Acts, 1977 to 2003 was then withdrawn. Accordingly the claimant is entitled to a lump sum under the Redundancy Payments Acts, 1967 to 2004 based on the following criteria

Date of Birth

28 November 1965

Employment commenced

22 January 2004

Employment ended

28 August 2006

Gross weekly pay

€688-81

It should be noted that payments from the social insurance fund are limited to a maximum of €600-00 per week

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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