

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
Employee

CASE NO.
RP574/2007

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)
Chairman: Ms. K.T. O'Mahony B.L.
Members: Mr P. Pierce
 Mr A. Butler

heard this appeal at Dublin on 5th March 2008

Representation:

Appellant: In person

Respondent: No appearance or representation

Determination:

The respondent did not attend the hearing. The Tribunal is satisfied that the respondent received due notification of the hearing.

The claimant was successfully interviewed for the position of playschool assistant. The playschool leader interviewed her for the job. The playschool had started about thirty years ago, long before she commenced working there. She had to arrange her time off with the principal teacher. The playschool was in a room of the national school. The appellant submitted her form p60, p45, P9/P11 and copy of her employer's P35L to the Tribunal. All of these show an employer number of 4820373A. All the aforementioned forms except the P60 identify the employer as the above-named respondent. The P60, dated 9 January 2007, bears the same employer number and was signed by the principal of the local girls national school who is now replaced by an acting principal. The appellant received a P60 each year. The playschool was closed because of the fall in the number of female pupils and the Acting Principal wanted the room used by the playschool back.

The Tribunal is satisfied that the above-named respondent was the appellant's employer and that her employment ended by reason of redundancy. The appellant is entitled to a redundancy lump sum under the Redundancy Payments Acts 1967 to 2003 based on the following:

Date employment commenced:	16 th February 2004
Date employment ended:	18 th October 2007
Gross weekly salary	€160.00

This award is made subject to the appellant having been in insurable employment for the relevant period pursuant to the Social Welfare Acts.

Note: payments from the Social Insurance Fund are subject to the appropriate Social Insurance contributions having been made.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)