

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

Employee
against

RP573/2007

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 appellant was successfully interviewed for the position of playschool leader. The Principal and a member of the Board of Management of the local girls national school interviewed her for the position. 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. She did not decide the level of her pay. The playschool was held 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 of 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. The Principal is now replaced by an acting principal. The claimant got 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 appellant's employer is the above-mentioned respondent and that her employment ended by reason of redundancy. The appellant is entitled to a redundancy lumpsum under the Redundancy Payments Acts 1967 to 2003 based on the following:

Date employment commenced	11 th September 2002
Date employment ended	18 th October 2007
Gross weekly salary	€182.00

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)