

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

Ruairi Duffy, 168, Beechgrove Lawns, Monaghan, Co. Monaghan

CASE NO.

UD63/2008

for implementation of the recommendation of the Rights Commissioner

in the case of:

York Civil Engineering Limited, Skellys Yard, Moneymore, Drogheda, Co. Louth

under

UNFAIR DISMISSALS ACTS, 1977 TO 2001

I certify that the Tribunal

(Division of Tribunal)

Chairman: Mr T. Ryan

Members: Mr M.J. Murphy

Mr. B McKenna

heard this claim at Drogheda on 22nd April 2008

Representation:

Claimant(s) : Mr. Denis Sheridan, SIPTU, Donovan House, Dundalk, Co. Louth

Respondent(s) : Not present or represented

This case came to the Tribunal by way of appeal for implementation of Rights Commissioner Recommendations r-052254-ud-07/JT.

The determination of the Tribunal was as follows:-

Claimant's Case

The claimant sought implementation of the Rights Commissioner's decision, r-052254-ud-07/JT where the Rights Commissioner found that the claimant was unfairly dismissed and recommended that the claimant be re-instated from the 16th February 2007.

Determination:

There was no appearance by on behalf of the respondent company. The liquidator representing the respondent in this case notified the Tribunal and the claimant stating he would not be attending the hearing but would "*assist the claimant in processing any claim with the Department of Enterprise, Trade and Employment*".

The Tribunal is satisfied that the recommendation has not been performed in any way and implements the recommendation of the Rights Commissioner stating that the claimant be re-instated from the 16th February 2007.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)