

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
Employee

CASE NO.
RP193/2007

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr J Flanagan BL

Members: Mr P Pierson
Mr S O'Donnell

heard this appeal in Mullingar on 16th April 2008

Representation:

Appellant(s):
In person

Respondent(s):
Mr Patrick O'Connell, Baker Tilly Ryan Glennon,
Trinity House, Charleston Road,
Ranelagh, Dublin 6

The decision of the Tribunal was as follows: -

Appellant's Case

The appellant's claim was for redundancy. In the form T1A the claimant had named as his employer a person who was a director of the above named respondent. The appellant sought an award of redundancy award based on the date of commencement of his employment being 1st March 2003, the date of termination of his employment being 15th July 2005, and the date of his birth being 19th September 1981. The appellant gave evidence that his gross weekly pay had been €459.61.

Respondent's Case

The representative of the liquidator consented to the above named company being substituted as the respondent. The representative of the liquidator also consented to the making of a redundancy award by the Tribunal against the respondent company and in favour of the appellant on the basis of the dates of commencement and termination of employment of the appellant as given above and a gross weekly pay of €459.61.

Determination:

Under the Redundancy Payments Acts, 1967 to 2003, the Tribunal finds that the appellant is entitled to a redundancy lump sum based on continuous reckonable service from his commencement date of 1st March 2003 to his termination date of 15th July 2005, his gross weekly pay of €459.61 and his date of birth which was in September 1981.

These awards are made subject to the appellant fulfilling current social welfare requirements in relation to PRSI contributions.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)