

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL OF:**

**CASE NO.**

Employee

RP540/07

MN339/08

**Against**

Employer

**Under**

**REDUNDANCY PAYMENTS ACTS, 1967 TO 2003  
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr J Flanagan BL

Members: Mr W Power  
Ms K Garvey

heard this appeal at Naas on 17<sup>th</sup> April 2008.

**Representation:**

Appellant: In person.

Respondent: No appearance by or on behalf of the respondent.

The decision of the Tribunal was as follows:-

This case was heard in conjunction with cases, RP568/07 MN794/07, RP570/07 MN340/08 and RP584/07 MN806/07.

The Tribunal is satisfied that the respondent and the liquidator were properly on notice of this hearing. The Secretary made telephone contact with the liquidator and the liquidator kindly consented to the appellant amending the Form T1A substituting the above named company as respondent and the addition of a claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2001 by facsimile letter furnished to the Tribunal that day.

The appellant consented to withdraw the claim against a named director of the respondent.

The Tribunal awards the appellant €2351.24 being the equivalent of four weeks pay under the Minimum Notice and Terms of Employment Acts, 1973 to 2001.

Based on the appellant's uncontroverted evidence, the Tribunal finds that the appellant is entitled to a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2003 based on the following agreed criteria:

Date of Birth: 9<sup>th</sup> February 1981  
Date of Commencement: 4<sup>th</sup> October 2002  
Date of Cessation: 5<sup>th</sup> October 2007  
Date of Termination: 2<sup>nd</sup> November 2007  
Gross Weekly Wage: €587.81

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)