

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:
Employee

CASE NO.

for implementation of the recommendation of the rights commissioner in the case of:

Employer

and

Employer

under

UNFAIR DISMISSALS ACTS, 1977 TO 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. P. McGrath

Members: Ms. J. Winters
Mr. J. Moore

heard this claim at Navan on 10th July 2008

Representation:

Claimant(s): Ms. Fiona Conroy, Information Officer, Citizens Information Service, 1
Brews Hill, Navan, Co. Meath

Respondent(s): Not present or represented

This case came to the Tribunal by way of appeal for implementation of rights commissioner recommendation r-056038-ud-07/JW.

The determination of the Tribunal was as follows:-

Claimant's case:

The claimant's representative confirmed to the Tribunal that the recommendation of the rights commissioner had not been implemented and the claimant had not received payment of the award made to her by the rights commissioner despite having written to the respondent in respect of same.

The Tribunal was satisfied that the respondent had been properly notified of the hearing. However,

there was no appearance by them or on their behalf.

Determination:

The Tribunal, being satisfied that the recommendation had not being carried out by the respondent and as the time for bringing an appeal against the recommendation has expired and no such appeal has been brought, the only evidence the Tribunal can hear is in relation to the performance, or otherwise, of the recommendation. The Tribunal cannot, at this stage, re-open the merits of the case heard before the rights commissioner.

The Tribunal makes a determination to the like affect as the rights commissioner recommendation, r-056038-ud-07/JW, that the respondent pays the claimant the sum of €5000.00 under the Unfair Dismissals Acts, 1977 to 2001.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)