

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
Employee

CASE NO.
RP633/2007

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. K.T. O'Mahony BL

Members: Mr. M. Forde
Mr. J. McDonnell

heard this appeal in Cork on 9 July 2008

Representation:

Appellant:
XXXX

Respondent:
No attendance or representation, the respondent lodged
no notice of appearance with the Tribunal

The decision of the Tribunal was as follows: -

The Tribunal, being satisfied that the respondent was properly on notice of the hearing, proceeded to hear the appeal. The appellant was employed from 1996 and worked a five-day, 32.5-hour week. From 6 August 2007 she was put onto a two-day 16-hour week. On both 19 October and 8 November 2007 the appellant served the respondent with a notice claiming a lump sum payment under the Redundancy Payments Acts, 1967 to 2003 on the basis of having been on short time for four or more consecutive weeks in a thirteen week period. The appellant did not receive any counter notice to these claims.

Determination:

The Tribunal is satisfied that, based on the uncontroverted evidence of the appellant, the appellant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2003 as she was on short-time for four or more consecutive weeks as provided in Section 12 (1) (b) of those Acts, based on the following criteria.

Date of Birth	March 1964
Employment commenced	29 October 1996
Employment ended	8 July 2008
Gross weekly pay	€385-68

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)