

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

Employee

CASE NO.

MN39/2008

RP46/2008

against

Employer

under

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001
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(s):

Mr. John O'Regan, Chris O'Shea, Solicitors, Woodview, Glanmire, Cork

Respondent(s):

No attendance or representation

The decision of the Tribunal was as follows:-

Claimant's Case

The claimant's employment with the respondent began on 6 November 2000. On 3 December 2007 he was given two weeks' notice of redundancy but he was ultimately paid for an extra four days so that he was paid up to 21 December 2007. As the length of his service entitled him to four weeks' notice he made a claim under the Minimum Notice and Terms of Employment Acts 1973 to 2001, for the balance outstanding to him i.e. six days' pay (1.2 weeks' pay) at a gross weekly pay of €703.95 per week.

The appeal under the Redundancy Payments Acts, 1967 to 2003, was withdrawn because the redundancy payment had been received by the time of the hearing if not at the time the employee

had signed for having received it.

Respondent's Case

No-one attended the hearing on behalf of the respondent.

Determination:

On the uncontested evidence of the claimant, the Tribunal awards the claimant the sum of €844.74 (this amount being equivalent to 1.2 weeks' gross pay at €703.95 per week) under the Minimum Notice and Terms of Employment Acts, 1973 to 2001.

The Tribunal acknowledges that the appeal under the Redundancy Payments Acts, 1967 to 2003, was withdrawn.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)