

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

Employee

CASE NO.

RP383/2007

UD723/2007

MN584/2007

against

2 Employers

under

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001
REDUNDANCY PAYMENTS ACTS, 1967 TO 2003
UNFAIR DISMISSALS ACTS, 1977 TO 2001**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. E. Kearney BL

Members: Mr. J. Redmond
Dr. A. Clune

heard this claim at Galway on 17th September 2008

Representation:

Claimant(s) : Greg Nolan, Patrick Hogan & Co Solicitors, Dunlo Street, Ballinasloe,
Co. Galway

Respondent(s) : Muireann McEnery, Peninsula Business Services (Ireland) Limited,
Unit 3 Ground Floor, Block S, East Point Business Park, Dublin 3

The determination of the Tribunal was as follows:-

At the outset the claim under the Redundancy Payments Acts, 1967 to 2003 was withdrawn.

A preliminary issue was raised in relation to the six-month time limit to lodge a claim under the Unfair Dismissals Acts, 1977 to 2001 to the Employment Appeals Tribunal.

Determination:

This claim was lodged outside of the six-month time limit from the date of termination of employment imposed by the Unfair Dismissals Acts, 1977 to 2001. There were no exceptional circumstances as described by the said Acts to cause this delay. The Tribunal, therefore, rules that it does not have jurisdiction to hear this case and the appeal necessarily fails.

During the course of the hearing the respondent conceded the claim under the under the Minimum Notice and Terms of Employment Acts, 1973 to 2001. Accordingly the Tribunal awards the claimant the sum of € 996.00 this being two weeks' gross pay.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)