

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:

CASE NO.

Employee

RP230/2008  
UD295/2008

against

2 Employers

under

### **REDUNDANCY PAYMENTS ACTS, 1967 TO 2003 UNFAIR DISMISSALS ACTS, 1977 TO 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr L. Ó Catháin

Members: Ms M. Sweeney  
Mr D. McEvoy

heard this claim at Cork on 8th October 2008

Representation:

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Claimant :

Ms Catherine Barry, Francis C Kelleher & Co, Solicitors, 1  
Pearse Square, Cobh, Co Cork

Respondent :

No appearance or representation.

The determination of the Tribunal was as follows:-

While the respondent was not present at the hearing of this case his legal representative faxed a letter conceding that that claimant was entitled to statutory redundancy.

### **Appellant's case:**

The appellant worked as a truck driver. The respondent told him he had no more work and that he

would get back to him if something came up. His lorry was up for sale and he was not replaced. He did not receive any notice.

**Determination:**

The Tribunal is satisfied that the appellant's employment was terminated by reason of redundancy and without notice. He is entitled to a lump sum under the Redundancy Payments Acts, 1967 to 2003 based on the following:

Date of Birth:	23 <sup>rd</sup> November 1973
Date employment commenced	19 <sup>th</sup> February 2005
Date employment ended	07 <sup>th</sup> January 2008
Gross weekly salary	€532.40

Please note that this award is being made subject to the appellant having been in insurable employment under the Social Welfare Acts.

No award is being made under the Unfair Dismissals Acts, 1977 to 2001

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)

