

## EMPLOYMENT APPEALS TRIBUNAL

**CLAIM(S) OF:**

Employee

**CASE NO.**

UD877/2008

TE113/2008

for implementation of the recommendation of the Rights Commissioner in the case of:

Employer

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2001  
TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. P. O'Leary B.L.

Members: Mr. F. Cunneen  
Ms. C. Byrne

heard this claim at Dublin on 29th October 2008

**Representation:**

Claimant(s): In person

Respondent(s): In person

**This case came to the Tribunal by way of appeal for implementation of rights commissioner recommendations r-055986 and r-055987-TE-07/RG.**

The determination of the Tribunal was as follows:-

**Determination:**

The Tribunal, being satisfied that the recommendations have not being carried out by the respondent and as the time for bringing an appeal against the recommendations 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 recommendations. The Tribunal cannot, at this stage, re-open the merits of the case heard before the rights commissioner.

In upholding the recommendations of the rights commissioners, the Tribunal makes a determination to the like affect in the case of r-055986, that the respondent pays the claimant the sum of €3000.00

under the Unfair Dismissals Acts, 1977 to 2001, and in the case of r-055987-TE-07/RG, that the respondent pays the claimant the sum of €500.00 under the Terms of Employment (Information) Act, 1994 and 2001.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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