

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL(S) OF:**  
Employer

**CASE NO.**  
PW50/2008  
TE43/2008

against the recommendation of the Rights Commissioner in the case of:  
Employee

Under

**PAYMENT OF WAGES ACT, 1991  
TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms M. McAveety

Members: Mr R. Murphy  
Mr P. McAleer

heard this appeal at Cavan on 7th November 2008

**Representation:**

Appellant(s) : Mr. Seamus Clarke BL instructed by:  
Morgan McManus, Solicitors, Law Chambers, The Diamond, Clones,  
Co. Monaghan

Respondent(s) : Mr. Richard Grogan, P.C. Moore & Company, Solicitors,  
17 South Great George's Street, Dublin 2

**This appeal came before the Tribunal by way of the employer (the appellant) appealing against the decisions of the Rights Commissioner under the Payment of Wages Act, 1991 reference r-048820-pw-06/JT and the Terms of Employment Act r-0048807-te-06/JT.**

The decision of the Tribunal was as follows:-

The appeal under the Payments of Wages Act, 1991 was withdrawn during the course of the hearing. The appellant accepted that the respondent's contract of employment did not completely comply with the requirements set out under section 3 (1) of the Terms of Employment (Information) Acts, 1994 to 2001.

**Determination:**

The Tribunal affirms the recommendation of the Rights Commissioner and awards the respondent the sum of € 1,848-00 under the Terms of Employment (Information) Acts, 1994 to 2001.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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