

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

Employee

CASE NO.

MN494/08

WT231/08

RP446/08

Against

Employer

under

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001
ORGANISATION OF WORKING TIME ACT, 1997
REDUNDANCY PAYMENTS ACTS, 1967 TO 2003**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. M. Levey B.L.

Members: Mr F. Cunneen
Mr F. Barry

heard this appeal at Dublin on 19th December 2008

Representation:

Appellant : In person.

Respondent: In person

The decision of the Tribunal was as follows:-

Determination:

The appellant claimed and received a redundancy lump sum following a period of lay off. As he was deemed to have voluntarily left his employment he is not entitled to notice under the Minimum Notice and Terms of Employment Acts, 1973 to 2001. The appellant worked his holidays and was paid accordingly. Therefore, the Tribunal dismisses the appellant's appeals under the Redundancy Payments Acts, 1967 to 2003, the Minimum Notice and Terms of Employment Acts, 1973 to 2001 and the Organisation of Working Time Act, 1997.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

