

**EMPLOYMENT APPEALS TRIBUNAL**

APPEAL(S) OF:  
6 Employees

CASE NO.

TE106/2008

TE107/2008

TE108/2008

TE109/2008

TE110/2008

TE111/2008

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

Employer

under

**TERMS OF EMPLOYMENT (INFORMATION) ACTS, 1994 AND 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mrs. M. Quinlan

Members: Mr. P. Pierson  
Mr. J. Dorney

heard this appeal at Tullamore on 28th November 2008

Representation:

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Appellant(s) :

Mr. Henry O'Shea, SIPTU, Unity Hall, Church Street,  
Tullamore, Co Offaly

Respondent(s) :

No appearance by or on behalf of Respondent

This case came before the Tribunal by way of implementation of a Rights Commissioner's  
recommendation reference r-053153-te-07, r-053154-te-07, r-053155-te-07, r-053156-te-07,

r-053157-te-07, r-053158-te-07

The decision of the Tribunal was as follows:-

**Determination**

There was no appearance by or on behalf of the respondent and the Tribunal is satisfied that he had been properly put on notice of the hearing.

Section 8 (6) (a) of the Terms of Employment (Information) Act, 1994 states:

“Where a recommendation of a Rights commissioner in relation to a complaint under this Act has not been carried out by the employer concerned in accordance with its terms, the time for bringing an appeal against the recommendation has expired and no such appeal has been brought, the Tribunal shall, without hearing the employer concerned or any evidence (other than in relation to the aforesaid matters), make a determination to the like effect as the recommendation.”

The Tribunal is satisfied that the time allowed for an appeal in this case has elapsed and notes that no appeal has been lodged. Accordingly the Tribunal determines that the Rights Commissioner’s recommendation in relation to the above appellants is upheld under the Terms of Employment (Information) Acts, 1994 and 2001.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

(CHAIRMAN)

