

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

Employee

CASE NO.

RP91/2008

against

3 Employers

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. K. T. O'Mahony B.L.

Members: Ms. M. Sweeney
Mr. K. O'Connor

heard this appeal at Tralee on 16th October 2008
and 13th January 2009

Representation:

Appellant(s): In person

Respondent(s): No appearance or representation

The decision of the Tribunal was as follows:-

Appellant's case:

The appellant told the Tribunal that she had worked in the Irish side of the respondent company. The Irish side of the operation had responsibility for booking hotels in Ireland for tourists travelling from America. Funds came from America for the payment of her wages and the respondent's accountants in Ireland deducted PRSI contributions from those funds. She had never received a payslip.

The appellant had only named the respondent's at their addresses in America because that was where she had last contact. The respondent had a registered address in Ireland but, in correspondence opened to the Tribunal, it was shown that the appellant had been instructed to remove the Irish address for the respondent from her redundancy claim forms. The Tribunal gave leave to the appellant to submit a new T1-A form (*Notice of Appeal*) naming the respondent at their Irish address. Same was completed by the appellant.

Respondent's case:

Determination:

From the documentation on the file, the Tribunal noted that all of the correspondence sent to the named respondent at their American address were returned marked "unclaimed" and "not deliverable". There was no appearance by or on behalf of the respondent at the first day of hearing on 16 October 2008.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)