

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

Employee

– *appellant*

CASE NO.

RP1341/2008

against

Employer

– *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. J. O'Connor

Members: Mr. P. Casey
Mr. K. O'Connor

heard this claim at Tralee on 28th April 2009

Representation:

Appellant(s): In person

Respondent(s): In person

The decision of the Tribunal was as follows:-

Appellant's case:

In direct evidence, the appellant confirmed the details of his employment with the respondent, as set out on his T1-A form (*Notice of Appeal*).

Respondent's case:

The respondent confirmed that he was not contesting the appellant's redundancy claim but has an inability to pay same.

Determination:

Accepting the uncontested evidence, the Tribunal finds that the claim under the Redundancy Payments Acts, 1967 to 2003 succeeds and awards the appellant a redundancy lump sum, which is to be calculated on the basis of the following criteria:

Date of birth	28 February 1964
Date employment commenced	18 April 2005

Date of notice	29 August 2008
Date employment ended	13 September 2008
Gross weekly wage	€807.69

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Furthermore, please note that a weekly ceiling of €600.00 applies to all payments from the Social Insurance Fund.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)