

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

Employee

CASE NO.

PW177/2008

- *appellant*

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

- 2 Employers

under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms O. Brennan BL

Members: Mr. M. Flood
Mr P. Trehy

heard this appeal at Dublin on 27th April 2009

Representation:

Appellant(s) : In person

Respondent(s) : In person

This appeal came before the Tribunal by way of the employee (the appellant) appealing against the decision of the Commissioner under the Payment of Wages Act, 1991 (ref. R-059699-pw-07/JT).

The decision of the Tribunal was as follows:-

Background:

The appellant was employed by the respondent from October 1998 to July 2007. She submitted documentation claiming illegal deductions had been deducted from her wages. The respondent stated that he had agreed with the appellant that she would receive a weekly wage of € 600 regardless of tax deductions and this payment would be guaranteed.

Determination:

Having heard submissions from both parties the Tribunal finds that the both parties entered an agreement that the appellant would be paid € 600 per week. The Tribunal finds that the appellant was not entitled to compensation.

Consequently, the appeal under the Payments of Wages Act, 1991 fails and the decision of the Rights Commissioner is upheld.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)