

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

Employee

- *appellant*

CASE NO.

RP1404/2008

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. D. Hegarty
Mr. K. O'Connor

heard this appeal at Tralee on 29th April 2009

Representation:

Appellant(s): Mr Pat Guilfoyle, Regional Secretary, T.E.E.U., Old Fire House,
23 Sullivans Quay, Cork

Respondent(s): No appearance or representation

The decision of the Tribunal was as follows:-

Determination:

The Tribunal was satisfied that the respondent had been duly notified of the hearing. However, there was no appearance by them or on their behalf.

The appellant's representative opened a copy of the RP50 form to the Tribunal. The Tribunal noted that the "lump sum claim declaration" section of the form had been signed by the respondent on 17 April 2009 and issued to the appellant. The details on the RP50 form confirmed the employment details of the appellant as were stated on the appellant's T1-A form (*Notice of Appeal*).

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	01 June 1982
Date employment commenced	20 January 2003
Date of notice	01 July 2008

Date employment ended 05 July 2008
Gross weekly wage €688.20

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)