

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:  
Employee

CASE NO.  
MN1329/2008  
RP1232/2008  
WT644/2008

against  
Employer

under

### **MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 ORGANISATION OF WORKING TIME ACT, 1997**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C  
Members: Mr F. Cunneen  
Mr P. Trehy

heard this appeal at Mullingar on 2nd July 2009

Representation:

Appellant(s) : In Person

Respondent(s) : No appearance by or on behalf of respondent

The decision of the Tribunal was as follows:-

#### **Determination**

The Tribunal is satisfied that documentation provided by the appellant on the day of the hearing accurately reflects the respondent's name, and accordingly amends the title of the respondent. The Tribunal bears in mind that the business premises has been closed and service of the papers at the respondent's home address complies with the law. The claims therefore proceed.

The Tribunal is satisfied that the appellant was dismissed when the business closed on the 25 October 2008 without receiving any notice. The Tribunal finds that the appellant is entitled to a redundancy payment based on the following information.

Date of Birth:	10 November 1977
Date of commencement of employment:	1 March 2005
Date of termination of employment:	25 October 2008
Gross Weekly Pay:	€570.80 (inclusive of meals and service payment)

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

The Tribunal awards the appellant the sum of €936.00 under the Minimum Notice and Terms of Employment Acts 1973 to 2005.

The Tribunal also awards the sum of €856.20 in respect of Public Holiday Pay under the Organisation of Working Time Act 1997.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

