

## **EMPLOYMENT APPEALS TRIBUNAL**

**CLAIM OF:**

Employee

**CASE NO.**

MN169/09  
WT96/09

**Against**

Employer

**under**

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005  
ORGANISATION OF WORKING TIME ACT, 1997**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. P. O'Leary B L

Members: Mr W. Power  
Ms M. Finnerty

heard this claim at Dublin on 18th June 2009.

**Representation:**

Claimant: No appearance by or on behalf of the claimant.

Respondent: Mr. Breffni O'Neill, CIF, Construction House, Canal Road,  
Dublin 6

The decision of the Tribunal was as follows:-

**Determination:**

The Tribunal is satisfied that the claimant was duly notified of this hearing. Neither the claimant nor a representative appeared on his behalf.

Information was given by the representative for the respondent in this matter that claims in respect of minimum notice and holidays are currently the subject of a claim which had been heard by the Rights Commissioner on 12<sup>th</sup> May 2009. The parties are awaiting the recommendation in respect of same.

In the circumstances, the Tribunal therefore has no jurisdiction to hear these claims.

Sealed with the Seal of the  
Employment Appeals Tribunal

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