

**EMPLOYMENT APPEALS TRIBUNAL**

APPEAL(S) OF:

CASE NO.

Employee

RP1050/2009

against  
Employer

under

**REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr. B. O'Carroll  
Ms H. Henry

heard this appeal at Roscommon on 29th October 2009

Representation:

\_\_\_\_\_

Appellant:

Roscommon Citizens Information Service, 17/18 Castleview,  
Castle Street, Roscommon

Respondent(s) :

No representation listed

The decision of the Tribunal was as follows:-

There was an unexplained absence of the Respondent

The Tribunal being satisfied that the Respondent was properly notified of the hearing and having adduced the uncontroverted evidence of the Claimant found that the Claimant is entitled to payment under the Redundancy Payments Acts, 1967 to 2007 based on the following information.

The Claimant was laid off on 3<sup>rd</sup> May 2008 and served a form RP9 on 24<sup>th</sup> March 2009.

An issue arose concerning unpaid leave taken by the Claimant on several occasions when he would return to Poland. The Tribunal considered Rule 8(c) of the Third Schedule to the 1967 Act and finds those periods to be reckonable service.

Date of Birth: 21<sup>st</sup> September 1969  
Service from 11<sup>th</sup> July 2005 to 24<sup>th</sup> March 2009  
Normal Weekly Remuneration: €390  
Non-Reckonable Service: 4<sup>th</sup> May 2008 to 24<sup>th</sup> March 2009  
Amount of Redundancy Payment: €2,589.60

This award is subject to the Claimant having been in employment which is insurable for all purposes under the Social Welfare Consolidation Act 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

