

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

MN1033/2009

RP1161/2009

WT450/2009

against

EMPLOYER

under

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

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. MacCarthy S C

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

heard this appeal at Roscommon on 29th October 2009

Representation:

Appellant(s) :

Ms Eibhlín Clifford, Roscommon Citizens Information
Service, Unit 17 & 18, Castle View, 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.

Date of Birth: 2nd January 1975
Service from 23rd February 2006 to 22nd December 2008
Normal Weekly Remuneration: €859.89
Non-Reckonable Service: Nil
Amount of Redundancy Payment: €3,996.00

A ceiling of €600 per week applies to any payments from the Social Insurance Fund.

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

The Tribunal awards the Claimant €1,719.78 compensation (being the equivalent of two weeks pay) under the Minimum Notice And Terms Of Employment Acts, 1973 To 2005.

The Tribunal awards the Claimant €1,204.00 (being the equivalent of seven days pay) arrears of holiday pay under the Organisation Of Working Time Act, 1997.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

