

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYEE – *appellant*

CASE NO.
RP308/2009

against
EMPLOYER - *respondent*
under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms O. Brennan

Members: Mr E. Handley
Mr P. Trehy

heard this appeal at Dublin on 4th September 2009

Representation

Appellant: In Person

Respondent: In Person

The decision of the Tribunal was as follows: -

The claimant was employed as a General Operative with the respondent initially from October 2005 to April 2007. He was made redundant along with 8 other staff members on the 20th of April 2007. The respondent secured a new contract and re-employed the claimant as a Plumber after 16 weeks. The claimant was re-employed under a new contract of employment and in a different position.

Determination

The appeal under the Redundancy Payments Acts, 1967 to 2007 fails, as the appellant does not have enough continuous service. The appellant agrees that his employment was legitimately terminated in April 2007 and that he was re-engaged in a separate capacity by the respondent in August 2007.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)