

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

Employee

CASE NO.

RP274/2009

- *appellant*

against

Employer

- *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr J. Browne
Mr A. Butler

heard this appeal at Wexford on 16th September 2009

Representation:

Appellant(s) : In Person

Respondent(s) : In Person

The decision of the Tribunal was as follows:-

The issue in this case was whether the redundancy payment given to the appellant was correctly calculated. At the hearing the respondent conceded that a mistake had been made.

Determination:

The Tribunal finds the appellant is entitled to a redundancy payment based on:

Date of Birth: 10th August 1979

Service From: 15th October 1999 **To:** 30th November 2008

Normal Weekly Remuneration: € 665.00

Amount of Redundancy Payment: € 10,056.00

The appellant had two lengthy periods of illness from 1st May 2006 to 30th June 2007 and from 1st November 2007 to 30th November 2008 and some of those periods are non-reckonable.

Credit must be allowed for the sum of € 3,491.61 already paid.

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

Please note that there is a weekly ceiling of €600.00 on all awards made from the Social Insurance Fund.

The Tribunal is satisfied on the evidence of the company accounts and auditors certificate that the respondent is unable to pay the amount of this award at present.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)