

EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:
EMPLOYEE

CASE NO.
UD546/2006, RP279/2006
MN350/2006, WT170/2006

Against

EMPLOYER

Under

UNFAIR DISMISSALS ACTS, 1977 TO 2007
REDUNDANCY PAYMENTS ACTS, 1967 TO 2007
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. Hurley

Members: Mr. M. Forde
Mr. T. Kennelly

heard this claim at Limerick on 9th October 2009

Representation:

Claimant : No representation listed

Respondent : No representation listed

The determination of the Tribunal was as follows:

The Tribunal is satisfied that the respondent was properly notified of this hearing. Neither the respondent nor a representative on its behalf appeared for this hearing.

The claim under the Unfair Dismissals Acts, 1977 to 2007 was withdrawn at the outset of this hearing.

The appeal under the Organisation of Working Time Act, 1997 is deemed to have been withdrawn.

Having heard and considered the uncontradicted evidence of the appellant the Tribunal finds he was dismissed by the respondent by way of redundancy. Accordingly, his appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and the Tribunal awards him a statutory lump sum based on the following:

Date of Birth: 04 February 1975

Date of Commencement: 16 October 2001
Date of Termination: 24 February 2006
Gross Weekly Wage: €711.00

A weekly statutory ceiling of €600.00 applies to payments from the Social Insurance fund.

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

The appeal under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 is allowed and the appellant is awarded €1422.00 as compensation for two weeks' notice.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

