

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

Employee

RP193/2009

MN204/2009

against

Employer

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms P. Clancy

Members: Ms M. Sweeney
Mr. T. Kennelly

heard this appeal at Limerick on 29th October 2009

Representation:

Appellant(s): Ms Karen Wall, Mandate Trade Union, Killoran House,
Catherine Place, Limerick

Respondent(s): No attendance or representation by or on behalf of the respondent

The decision of the Tribunal was as follows:-

Determination

The appellant told the Tribunal that she was employed with the respondent for eight years and worked a thirty-nine hour week up until the 13 January 2009. On 13 January 2009 she reported for work and was informed that the electricity in the shop was about to be switched off. She did not receive redundancy pay and she did not receive pay in lieu of notice.

On the uncontested evidence of the appellant the Tribunal determine that the appellant is entitled to a redundancy lump sum based on the following criteria: -

Date of birth	18 March 1980
Date employment began	07 April 2001
Date employment ended	13 January 2009
Gross weekly pay	€401.70

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

The appellant did not receive pay in lieu notice and she is therefore entitled to compensation in the amount of €1606.80, which is equivalent to four weeks gross pay under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

