

EMPLOYMENT APPEALS TRIBUNAL

CLAIMS OF:

CASE NO.

EMPLOYEE -**claimant**

UD339/2009

MN339/2009

RP340/2009

WT146/2009

against

EMPLOYER –**respondent**

Under

UNFAIR DISMISSALS ACTS, 1977 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
REDUNDANCY PAYMENTS ACTS, 1967 TO 2007
ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. K.T. O'Mahony B.L.

Members: Mr. M. Forde
Mr. D. McEvoy

heard these claims at Killarney on 10 November 2009

Representation:

Claimant: Mr. Con Casey, SIPTU, Connolly Hall,
Upper Rock Street, Killarney, Co. Kerry

Respondent: No appearance by or representation on behalf of the respondent

The determination of the Tribunal was as follows:

Determination

The Tribunal, being satisfied that the respondent was properly on notice of the hearing, conducted the case in the absence of the respondent. The claims under both the Unfair Dismissals Acts, 1977 to 2007 and the Organisation of Working Time Act, 1997 were withdrawn. The Tribunal then found, based on the uncontroverted evidence of the claimant, that the claimant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria

Date of Birth	21 April 1975
Employment commenced	15 September 1997
Employment ended	16 January 2009
Gross weekly pay	€624-00

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period. It should be noted that payments from the social insurance fund are limited to a maximum of €600-00 per week.

The Tribunal further awards €3,744-00, being six weeks' 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)