

**CORRECTING ORDER**

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL(S) OF:**

EMPLOYEE - appellant

EMPLOYEE - appellant

**CASE NO.**

RP246/2009

RP247/2009

against

EMPLOYER

under

**REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms O. Brennan BL

Members: Mr. R. Prole  
Ms M. Mulcahy

heard this appeal at Dublin on 27th July 2009

Representation:

Appellant(s) : Ms Barbara Mebtouche, Triana, Independent Advice & Information Bureau,  
13 Store Street, Dublin 1

Respondent(s) : No appearance by or behalf of the respondent

The decision of the Tribunal was as follows:-

This order corrects the original order dated 11<sup>th</sup> September 2009 and should be read in conjunction with that order.

The second named appellant's date of birth should read 24<sup>th</sup> August 1973.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)

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13 Store Street, Dublin 1

Respondent(s) : No appearance by or behalf of the respondent

The decision of the Tribunal was as follows:-

There were two respondents listed on the T1A submitted by the appellants. A representative of one of respondents named on the T1A attended the Hearing. She explained that the registered company she worked for had purchased this business name in October 2008. She confirmed that the other respondent named on the T1A had operated from these premises and were in fact the respondents in this case. The Tribunal deemed that the respondent was properly on notice. The chair deleted this business name from the order and amended same to reflect the correct respondent. This representative outlined that the respondent ceased trading on the 5<sup>th</sup> December 2008.

#### **Determination**

Having heard the uncontested evidence of both appellants the Tribunal is satisfied that the appellants were dismissed by reason of redundancy. Accordingly, the Tribunal determines that the appellants are entitled to a redundancy lump sum payment under the Redundancy Payments Acts,

1967 to 2007 based on the following criteria:

**First named appellant:**

Date of Birth: 24<sup>th</sup> April 1973  
Date of commencement of employment: 4<sup>th</sup> April 2005  
Date of termination of employment: 20<sup>th</sup> October 2008  
Gross weekly pay: €325.00

**Second named appellant:**

Date of Birth: 30<sup>th</sup> September 1964  
Date of commencement of employment: 12<sup>th</sup> September 2005  
Date of termination of employment: 20<sup>th</sup> October 2008  
Gross weekly pay: €325.00

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

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)