

## EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

CASE NO.

EMPLOYEE – *appellant*

RP863/2009

EMPLOYEE – *appellant*

RP864/2009

EMPLOYEE – *appellant*

RP865/2009

EMPLOYEE – *appellant*

RP868/2009

EMPLOYEE – *appellant*

RP870/2009

Against

EMPLOYER - *respondent*

under

### REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr M. Gilvarry

Members: Mr. D. Morrison  
Mr M. McGarry

heard this appeal at Castlebar on 19th October 2009

Representation:

Appellants: Tommy Ginley, Assistant Branch Organiser, SIPTU, Moneen Road,  
Castlebar, Co Mayo

Respondent: No appearance or representation on behalf of

The decision of the Tribunal was as follows: -

#### **Appellants' Case**

In sworn evidence, the appellant's confirmed the details of their application to the Tribunal.

#### **Respondent's Case:**

The Tribunal was satisfied that the respondent had been properly notified of the hearings. However, there was no appearance by them or representation on their behalf.

**Determination:**

Accepting the uncontested evidence of the appellants, the Tribunal finds that their appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and they are awarded a redundancy lump sum, which is to be calculated on the basis of the following criteria:

Appellant 1 (Rp863/2009)

Date of Birth: 5<sup>th</sup> November 1958  
Date of Commencement: 13<sup>th</sup> August 1980  
Date of Termination: 12<sup>th</sup> October 2008  
Gross Weekly Wage: €180.00

Appellant 2 (Rp864/2009)

Date of Birth: 5<sup>th</sup> November 1978  
Date of Commencement: 15<sup>th</sup> November 1995  
Date of Termination: 12<sup>th</sup> October 2008  
Gross Weekly Wage: €171.00

Appellant 3 (Rp865/2009)

Date of Birth: 4<sup>th</sup> December 1988  
Date of Commencement: 4<sup>th</sup> July 2006  
Date of Termination: 12<sup>th</sup> October 2008  
Gross Weekly Wage: €330.00

Appellant 4 (Rp868/2009)

Date of Birth: 7<sup>th</sup> December 1949  
Date of Commencement: 12<sup>th</sup> September 1992  
Date of Termination: 12<sup>th</sup> October 2008  
Gross Weekly Wage: €310.00

Appellant 5 (Rp870/2009)

Date of Birth: 8<sup>th</sup> April 1955  
Date of Commencement: 15<sup>th</sup> July 1997  
Date of Termination: 12<sup>th</sup> October 2008  
Gross Weekly Wage: €300.00

These awards are 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)