

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

RP610/2009

WT257/2009

MN598/2009

against

EMPLOYER

under

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

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr J. Fahy

Members: Mr. B. O'Carroll

Mr J. Le Cumbre

heard this appeal at Longford on 9th November 2009

Representation:

Appellant(s) :

Ms Eileen Kenny, County Longford Citizens Information
Service, Level One, Longford Shopping Centre, Longford

Respondent(s) :

Jenny Devereux, E.C. Gearty & Co. Solicitors, 4/5 Church Street, Longford.

The decision of the Tribunal was as follows:-

The Tribunal were satisfied that the Respondent Company had been dissolved and therefore could not be heard.

Claimant's case

The claimant stated that he was made redundant on 6th Nov. 2008 and subsequently sought payment of a redundancy lump sum. However he was never paid this.

The Claimant stated that he received time off for holidays but was not paid for these periods of time.

The claimant stated that he did not receive notice of redundancy and was not paid wages in lieu of notice.

Having adduced the uncontested evidence of the claimant the Tribunal awards the claimant a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	24 th Jan. 1976
Commencement Date	23 rd Aug. 2005
Termination date	6 th Nov. 2008
Gross pay	€660.00

This award is made subject to the claimant having been in insurable employment, during the relevant period, in accordance with the Social Welfare Acts.

The Tribunal makes an award of €3,960.00 for holiday pay due under the Organisation of Working Time Act, 1997.

The Tribunal makes an award of €1,320.00 as payment of notice under the Minimum Notice And Terms Of Employment Acts, 1973 to 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

