

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

CASE NO.

EMPLOYEE

UD424/2009

claimant

Against

EMPLOYER

respondent

under

UNFAIR DISMISSALS ACTS, 1977 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr J. Hennessy
Mr. J. Dorney

heard this claim at Kilkenny on 16th February 2010

Representation:

Claimant(s) The claimant in person

Respondent(s) : Ms. Yvonne Blanchfield, Owen O'Mahony & Co., Solicitors, 5
John's Bridge, Kilkenny

The determination of the Tribunal was as follows:-

Determination

The claimant told the Tribunal that he resigned from his job on 20 November 2008 as he was unable to continue working as a result of a work injury. He sought legal advice and he was informed that he had a case for constructive dismissal. The solicitor for the respondent outlined to the Tribunal that the claimant was a very diligent employee. He was not dismissed from the respondent and he resigned due to a recurring illness. The claimant trained in his replacement. The respondent notified the insurance company of the claimant's claim.

The Tribunal does not have jurisdiction to hear the case under the Unfair Dismissals Acts, 1977 to 2007.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

