

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL OF:**

EMPLOYEE - appellant

**CASE NO.**

RP952/09  
MN890/09

**Against**

EMPLOYER - respondent

**under**

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005  
REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms P. McGrath BL

Members: Mr. J. O'Neill  
Mr. S. O'Donnell

heard this appeal at Naas on 17th February 2010.

**Representation:**

Appellant:: No appearance by or on behalf of the appellant.

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

The decision of the Tribunal was as follows:-

**Determination:**

The Tribunal is satisfied that both the appellant and the respondent were properly notified of this hearing. Neither the appellant nor respondent appeared at this hearing.

The Tribunal notes that the issue of minimum notice was before the Rights Commissioner. The Tribunal cannot deal with this issue unless it comes on appeal from any finding made by the Rights Commissioner. In any event, the claimant was not present to prosecute his claim and the Tribunal accordingly dismisses the claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 for want of prosecution.

The Tribunal understands that the issue of the redundancy matter has been dealt with and accordingly the appeal under the Redundancy Payments Acts, 1967 to 2007 is dismissed.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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