

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

CASE NO.

EMPLOYEE - *appellant*

UD840/2009

MN879/2009

Against

EMPLOYER - *appellant*

Under

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
UNFAIR DISMISSALS ACTS, 1977 TO 2007**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms N. O'Carroll-Kelly BL

Members: Mr. D. Winston

Mr A. Butler

heard this claim at Dublin on 5th March 2010

Representation:

Claimant:

The claimant in person

Respondent:

John F Kelleher, Solicitor, 4-5 St Mary's Terrace, Dunboyne, Co Meath

The determination of the Tribunal was as follows:-

The claimant stated that he had been employed by the respondent from 16th October 2007 to 13th October 2008. However the respondent stated that the dates of employment were from 1st November 2007 to 13th October 2008.

The Tribunal were satisfied that, even going by the claimant's dates of employment, there was not adequate service to allow for an unfair dismissal case to be taken. Therefore the Tribunal finds that they have no jurisdiction to hear a claim in relation to the Unfair Dismissals Acts, 1977 to 2007.

The claimant resigned with immediate effect on 13th October 2007. Therefore the Tribunal finds that the claim under the Minimum Notice And Terms Of Employment Acts, 1973 to 2005 fails.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

