

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:
EMPLOYEE
MN873/2009

-appellant

CASE NO's.
RP936/2009

WT369/2009

against

EMPLOYER

-respondent

under

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

I certify that the Tribunal
(Division of Tribunal)
Chairman: Ms P. Clancy
Members: Mr. W. O'Carroll
Ms S. Kelly

heard this appeal at Limerick on 5th March 2010

Representation:

Appellant: In person

Respondent: In person

Determination:

Having heard evidence the Tribunal is satisfied that the appellant was dismissed by reason of redundancy. The Tribunal is satisfied that the respondent ceased trading and the respondent is unable to pay redundancy. Accordingly, the Tribunal determines that the appellant is entitled to a redundancy lump sum payment under the Redundancy Payments Acts, 1967 to 2007 based on her continuous service and the following information:

Date of Birth:	10 th June 1973
Date of commencement of employment:	11 th April 2005
Date of notice:	11 th March 2009
Date of termination of employment:	25 th March 2009
Gross weekly pay, based on a five-day week:	€666.50

The appeal under the Minimum Notice and Terms Of Employment Acts, 1973 to 2005, succeeds and the Tribunal awards the appellant the sum of €1,333.00, as compensation in lieu of notice.

The appeal under the Organisation of Working Time Act, 1997, succeeds and the Tribunal awards the appellant the sum of €1,333.00.

RP936/2009, MN873/2009, WT369/2009

These awards are made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Please note that there is a weekly ceiling of €600.00 on all awards made from the Social insurance Fund.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)