

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

EMPLOYEE

against
EMPLOYER

under

CASE NO.

RP1970/2009

MN1686/2009

WT730/2009

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: Mr. N. Russell

Members: Mr. J. Hennessy
Ms. S. Kelly

heard this appeal at Kilkenny on 7th May 2010

Representation:

Appellant: In Person

Respondent: The secretary of the company

The decision of the Tribunal was as follows:

The respondent conceded that the appellant's employment was terminated by reason of redundancy.

The appellant confirmed to the Tribunal that he was placed on lay-off in January 2009. He subsequently served form RP77 on his employer in May 2009. The appellant did not wish to pursue his claim under the Organisation of Working Time Act, 1997.

Determination:

The Tribunal is satisfied that the appellant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2003, based on the following criteria:

Date of Birth:	28 th October 1987
Date of Commencement:	10 th December 2004
Date of Termination:	23 rd January 2009
Gross Weekly Pay:	€580.00

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

The claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2005, is dismissed; the appellant having served form RP77 on his employer.

The claim under the Organisation of Working Time, 1997 was withdrawn during the hearing.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)