

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYEE - *appellant*

CASE NO.
RP802/2009

Against

EMPLOYER - *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr L. Ó Catháin

Members: Mr J. Hennessy
Ms. P. Doyle

heard this appeal at Nenagh on 12th March 2010

Representation:

Appellant: In Person

Respondent: Mr Donal Maher, Nenagh Accountancy Services, Accountants & Taxation Advisors,
9 Upper Sarsfield Street, Nenagh, Co.Tipperary

The decision of the Tribunal was as follows:-

Determination:

At the outset of the hearing it was confirmed that the appellant's entitlement to redundancy was not contested. The respondent told the Tribunal that he had sent an RP50 and all relevant documentation, in respect of the claimant to the Department of Enterprise, Trade & Employment, for payment of his redundancy entitlement from the Social Insurance Fund. The respondent contacted the Department and was informed that the claim passed for payment on 9th March 2010.

Based on all of the information provided at the hearing the Tribunal finds that the appellant was dismissed by reason of redundancy and is entitled to a redundancy payment. However, the appellant was paid his redundancy lump sum from the Social Insurance Fund on 18th March 2010 and therefore the claim before the Tribunal under the Redundancy Payments Acts 1967 to 2007 must fail.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

