

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE

CASE NO.
RP679/2009

- *appellant*

MN651/2009

WT275/2009

against
EMPLOYER

- *respondent*

under

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

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr L. Ó Catháin

Members: Mr D. Hegarty
Ms M. Finnerty

heard this appeal at Cork on 1st February 2010

Representation:

Appellant: In person

Respondent: No appearance or representation

The decision of the Tribunal was as follows:-

Determination:

The claimant stated that he was made redundant on 9th January 2009 and subsequently sought payment of a redundancy lump sum. However, he was never paid this.

The Claimant stated that he did not receive his holiday pay at Christmas, amounting to two weeks.

The claimant stated that he did not receive notice of redundancy and was not paid wages in lieu of notice.

Based on the uncontested evidence of the claimant the Tribunal awards the claimant a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	14 th October 1969
Commencement Date	22 nd January 2004
Termination date	9 th January 2009
Gross pay	€706.12

This award is made subject to the claimant having been in insurable employment, during the relevant period, in accordance with the Social Welfare Acts.

The Tribunal makes an award of €1,412.24 for holiday pay due under the Organisation of Working Time Act, 1997.

The Tribunal makes an award of €1,412.24 as payment of notice under the Minimum Notice And Terms Of Employment Acts, 1973 to 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)