

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

Employee

CASE NO.

RP1596/2009

Against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms D. Donovan

Members: Mr J. Browne
Ms S. Kelly

heard this appeal at Carlow on 23rd March 2010

Representation:

Appellant: Mr. Justin Cody, James Cody & Sons, Solicitors, Centaur Street, Carlow

Respondent: No appearance by or on behalf of the respondent

The decision of the Tribunal was as follows:-

The appellant told the Tribunal that he was employed by the respondent as a spray painter from 17th October 2005 until 13th October 2008. The appellant was made redundant due to a downturn in business.

Determination:

The Tribunal having carefully considered the evidence adduced at the hearing by the claimant there being no appearance for the Respondent. The Tribunal finds that a genuine redundancy situation existed in relation to the claimant's employment as a result of a downturn in the respondent's business aggravated by a fire destroying the business premises. Therefore, the claim under Redundancy Payments Acts, 1967 to 2007 succeeds and the appellant is entitled to a redundancy payment based on:

Date of Birth:	02 nd November 1982
Date of Commencement:	17 th October 2005
Date of Termination:	13 th October 2008
Normal Weekly Remuneration:	€550

This award is subject to the appellant having been in employment, which is insurable for all

purposes under the Social Welfare Consolidation Act 2005.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)