

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE
- first named appellant

CASE NO.
RP918/2009
MN858/2009
WT360/2009

EMPLOYEE
- second named appellant

RP921/2009
MN861/2009
WT363/2009

against

Belmont Hotels Limited, Churchfield, Knock, Co. Mayo - *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: Mr M. Gilvarry

Members: Mr T. Gill
Ms. R. Kerrigan

heard this appeal at Castlebar on 1st March 2010

Representation:

Appellants: Ms. Martina Weir, Siptu, Mayo No. 2 Branch, Moneen Road, Castlebar, Co. Mayo

Respondent: No appearance by or on behalf of the respondent

The decision of the Tribunal was as follows:-

Determination:

The Tribunal were satisfied that the respondent was notified of the hearing. Based on the first named appellant's uncontested evidence, the Tribunal finds that he is entitled to a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria:

Date of Birth: 7th December 1972
Date of Commencement: 27th April 2005
Date of Termination: 16th November 2008
Gross Pay: € 387.26

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

Based on the second named appellant's uncontested evidence, the Tribunal finds that she is entitled to a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria:

Date of Birth: 27th March 1974
Date of Commencement: 12th December 2005
Date of Termination: 16th November 2008
Gross Pay: € 253.99

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 succeeds and the Tribunal awards the first named appellant € 774.52 being the equivalent of two weeks pay and the second named appellant €507.98 being the equivalent of two weeks pay.

The Tribunal also awards the first named appellant €774.52 and the second named appellant €507.98 under the Organisation of Working Time Act 1997.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)