

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:  
EMPLOYEE

CASE NO.  
TE16/2010

for implementation of the recommendation of the Rights Commissioner  
in the case of:

EMPLOYEE -v-  
EMPLOYER  
under

### TERMS OF EMPLOYMENT (INFORMATION) ACTS, 1994 AND 2001

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr T. Taaffe  
Members: Mr D. Peakin  
Mr C. Ryan

heard this claim at Dublin on 29th June 2010

Representation:  
Claimants:

Respondent: No appearance or representation

The implementation came before the Tribunal by way of a Rights Commissioner's recommendation dated 24<sup>th</sup> March 2009, reference r-068623-te-08/TB:

8. —

“(6) (a) Where a recommendation of a rights commissioner in relation to a complaint under this Act has not been carried out by the employer concerned in accordance with its terms, the time for bringing an appeal against the recommendation has expired and no such appeal has been brought, the employee concerned may bring the complaint before the Tribunal and the Tribunal shall, without hearing the employer concerned or any evidence (other than in relation to the matters aforesaid), make a determination to the like effect as the recommendation.”

Accordingly the Tribunal orders that the Rights Commissioner's recommendation, (reference r068623-te-08/TB, TE16/2010), make an award of €1,000.00 to the appellant under the Terms of Employment (Information) Acts, 1994 to 2001, be implemented on receipt of this determination.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)