

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:
Employee – claimant

CASE NO.
UD1798/2009
MN1720/2009

against

Employer – respondent

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms E Daly BL

Members: Mr T L Gill
Mr T J Gill

heard this claim at Sligo on 27th May 2010

Representation:

Claimant(s): Mr Anthony McCormack
Siptu
Sligo Branch, Hanson Retail Park, Cleveragh, Sligo

Respondent(s): No appearance or representation

The determination of the Tribunal was as follows:

There was no appearance by, or representation on behalf of, the respondent. The claimant's representative produced payslips, which showed that the claimant's employer was not the named respondent. The claimant's representative stated that a Rights Commissioner has dealt with the minimum notice claim.

Determination:

The Tribunal finds that the claims were not properly before the Tribunal as the respondent was incorrectly named. As the claimant's employment ceased on 5th February 2009, the time period for submitting a claim under the Unfair Dismissals Acts, 1977 to 2007, against the correct employer has elapsed. As the Tribunal heard that the Rights Commissioner has dealt with the

minimum notice claim, the Tribunal finds that it has no jurisdiction to hear this claim.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)