

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

CASE NOS.
PW152-PW153/2009

EMPLOYER - *appellant*

against the decisions of the Rights Commissioner in the case of:

EMPLOYEE – respondent 1
EMPLOYEE – respondent 2

under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr. T. O'Sullivan
Mr J. Jordan

heard these appeals at Dublin on 23rd June 2010

Representation:

Appellant: Mr. Stephen Sands, Construction Industry Federation, Construction House, Canal Road, Dublin 6

Respondents: Ms. Aoife Marrinan, Richard Grogan & Associates, Solicitors,
16 & 17 College Green, Dublin 2

The decision of the Tribunal was as follows:

These cases came before the Tribunal by way of an employer appealing against the Decisions of the Rights Commissioner (r-068456-pw-08/SR) and (r-070012-pw-08/SR)

Determination

The matter of respondent 1's claim for minimum notice had already been decided by the Tribunal and is Res Judicata. Therefore, the Tribunal sets aside this Decision of the Rights Commissioner.

During the course of the hearing respondent 2 accepted that he received one week's notice. Accordingly, the Tribunal also sets aside this Decision of the Rights Commissioner.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)