

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE

CASE NO.
RP2007/2009
MN497/2010
appellant

EMPLOYER
EMPLOYER
EMPLOYER

respondent

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. K. T. O'Mahony B.L.

Members: Mr. W. O'Carroll
Mr F. Dorgan

heard this appeal at Ennis on 19th July 2010

Representation:

Appellant(s): Ms. Michelle McCormack Pamela Clancy Solicitors, Market Place, Ennis,
Co. Clare

Respondent(s): No representation or attendance by or on behalf of the respondent

Determination

The appellant told the Tribunal that the respondent operated a plant hire business. Work had gone slack and his employer informed him on 31 March 2009 that he had no work for him.

Based on the uncontested evidence of the appellant the Tribunal finds that the appellant is entitled to a redundancy lump sum payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria:-

Date of birth:	27 November 1979
Date employment commenced	20 November 2005
Date employment ceased	31 March 2009
Gross weekly pay	€600.00

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

The Tribunal is satisfied that the appellant did not receive his minimum notice entitlement. Accordingly, the Tribunal awards the appellant €1200.00 being the equivalent of two weeks gross pay under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

