

EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:

CASE NO.
MN1396/2009

EMPLOYEE

-claimant

against

EMPLOYER

-respondent

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

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: In person

Respondent: In person

Determination:

The Tribunal heard evidence from both parties in the above case. The respondent outlined that he explained in December 2008 he told all the employees that he would have to reduce salaries in January 2009. He then told the employees that he would be placing all employees on temporary leave and would re-engage everybody.

The claimant told the Tribunal that she requested that she be made redundant and be paid her redundancy payment lump sum. She was paid her lump sum and made redundant. Therefore the claimant in this case waived her minimum notice entitlement.

Accordingly, the claim under the Minimum Notice and Terms Of Employment Acts, 1973 to 2005, must fail.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

