

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE

CASE NO.
RP1051/2009

- appellant

against
EMPLOYER

- respondent

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr. A. O'Mara
Mr. J. Dorney

heard this appeal at Dublin on 17th August 2010

Representation:

Appellant(s) : xxxxxxxx

Respondent(s) : Mr. Paul W. Mackay, Malone Power & Co., Chartered Accountants,
21 Marlborough Road, Donnybrook, Dublin 4

The decision of the Tribunal was as follows:-

Determination:

An issue arose as to whether the appellant was excluded from the Act on the grounds that his employment ended 1 month after his apprenticeship. The Tribunal is satisfied that while he was given notice of dismissal during that one month period, that notice did not expire until after the 1 month had elapsed and therefore he is not excluded.

Based on the evidence of the appellant, the Tribunal find he is entitled to a redundancy lump sum under the Redundancy Payments Acts 1967 to 2007 based on the following criteria:

Date of Birth:	29 November 1984
Date of Commencement:	23 August 2004
Date of Termination:	15 April 2009
Gross Pay:	€ 459.81

Please note that this award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)