

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

RP2891/2009

against

appellant

EMPLOYER

respondent

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. T. Ryan

Members: Mr G. Andrews
Mr G. Whyte

heard this appeal at Dublin on 19th August 2010

Representation:

Appellant(s): The appellant in person

Respondent(s): In person

The decision of the Tribunal was as follows:-

Determination

The appellant commenced employment with the respondent on 4 January 2002. The appellant was placed on temporary lay off on 13 June 2008, as the respondent did not have work for him. The respondent obtained a contract in August 2008 and the appellant was offered the same job with the same money. The appellant looked for his redundancy. The appellant received a letter from the respondent in which it indicated that the respondent would pay the appellant his redundancy entitlement over a period of time. The appellant received €2859.42 from the respondent as part of his redundancy.

The Tribunal finds that the respondent conceded redundancy and 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:	31 January 1945
Date employment commenced	4 January 2002
Date employment ended	13 June 2008
Gross weekly pay	€723.04

As the appellant has received €2859.42 as part of his redundancy this should be taken into consideration when determining the lump sum payment due to him.

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

Please note that there is a weekly ceiling of €600.00 on all awards made from the Social Insurance Fund.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)