

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:  
EMPLOYEE – *appellant*

CASE NO.  
RP2130/2009

&  
EMPLOYEE – *appellant*

RP2131/2009

against

EMPLOYER – *respondent*

under

### REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr P Hurley

Members: Mr W O'Carroll  
Ms H Murphy

heard this appeal at Loughrea on 23rd August 2010

Representation:

\_\_\_\_\_

Appellant(s): In person

Respondent(s): In person

The decision of the Tribunal was as follows:

A director of the respondent company submitted that a redundancy situation existed in regard to the appellants' roles, but contended that the company was unable to pay the redundancy payments.

The appellant's gave evidence that they were dismissed due to lack of work at the company. They confirmed their dates of employment and gross pay.

Determination:

The Tribunal finds that a redundancy situation existed and that the appellants are each entitled to redundancy lump sum payments under the Redundancy Payments Acts, 1967 to 2007, based on the following information:

RP2130.09

Date of Birth: 3<sup>rd</sup> December 1972  
Date of Commencement: 11<sup>th</sup> January 2006  
Date of Termination: 10<sup>th</sup> April 2009  
Weekly Gross Pay: €490.00

RP2131.09

Date of Birth: 1<sup>st</sup> August 1977  
Date of Commencement: 29<sup>th</sup> May 2006  
Date of Termination: 22<sup>nd</sup> May 2009  
Weekly Gross Pay: €490.00

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)