

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:  
EMPLOYEE  
- *Appellant*  
WT101/2010

CASE NO.  
RP414/2010  
MN186/2010

against

EMPLOYER  
- *Respondent*

under

### REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. D. MacCarthy S C

Members: Mr. J. Hennessy  
Mr. T. Kelly

heard this appeal at Wexford on 30th June 2010

#### **Representation:**

Appellant: Ms. Joanne Kwiatkowska, 2 Doirin Alainn, Ballylynan, Co. Laois

Respondent: No appearance or representation on behalf of the respondent.

#### **The decision of the Tribunal was as follows:**

At the outset of the hearing the claims under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 and the Organisation of Working Time Act, 1997 were withdrawn.

The appellant worked as a plumber. On the 5<sup>th</sup> March 2009 he was informed there was no further work. The following day the appellant was provided with letter dated 6<sup>th</sup> March 2009 from the respondent. The letter stated that as and from that date the respondent no longer had employment to offer the appellant.

**Determination:**

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

Date of Birth:	14 <sup>th</sup> November 1976
Date of Commencement:	16 <sup>th</sup> May 2006
Date of Termination:	06 <sup>th</sup> March 2009
Gross Weekly Pay:	€494.90

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)