

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE - appellant

CASE NO.
RP964/2009

against

EMPLOYER- respondent

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. L. Ó Catháin

Members: Mr. D. Hegarty
Mr. D. McEvoy

heard this appeal in Ballincollig on 14 April 2010

Representation:

Appellant :
Mr. Daniel Snihur, Independent Workers Union,
55 North Main Street, Cork

Respondent :
In person

The decision of the Tribunal was as follows:-

A redundancy award was sought with regard to an employment dating from 1 July 2005 to 4 July 2008. The Tribunal received a redundancy appeal against a named individual (hereafter referred to as T).

Documentation furnished to the Tribunal indicated that the appellant had in fact been employed by a limited company (hereafter referred to as X) and not by T personally. The Tribunal did not receive consent to amend the name of the respondent at the hearing.

Determination:

The appeal under the Redundancy Payments Acts, 1967 to 2007, fails because the Tribunal declined jurisdiction on the grounds that the appeal was brought against the wrong respondent and there was no consent to amend the name of the respondent at the hearing.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

