

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE – *appellant*

CASE NO.
RP758/2010

against
EMPLOYER – *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms F Crawford BL

Members: Mr F Moloney
Mr P Woods

heard this appeal at Dublin on 2nd November 2010

Representation:

Appellant(s): In person

Respondent(s): No appearance or representation

The decision of the Tribunal was as follows:

There was no appearance by or representation on behalf of the respondent. The Tribunal is satisfied that the respondent was on notice of the hearing. The appellant gave evidence that after his employment ceased he discovered that his employer had not paying his tax to the Revenue Commissioners. His employer provided him with a letter, dated November 23rd 2009, to bring to his Social Welfare office which stated that he employed the appellant from November 2005 until April 2009 and that he was in negotiations with the Revenue Commissioners concerning the appellant's tax affairs.

Determination:

Based on the uncontested evidence of the appellant the Tribunal finds that a redundancy situation existed and that the he is entitled to a redundancy lump sum payment under the Redundancy Payment Acts, 1967 to 2007, based on the following information:

Date of Birth: 31st March 1977
Date of Commencement: 18th October 2005
Date of Termination: 3rd April 2009
Weekly Gross Pay: €857.15

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period. It should be noted that a statutory weekly ceiling of €600.00 applies to payments from the Social Insurance Fund.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____
(Sgd.) _____
(CHAIRMAN)