

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

CASE NO.

EMPLOYEE
MN1813/2009

RP2168/2009

against
EMPLOYER

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C
Members: Mr. J. Hennessy
Ms. S. Kelly

heard this appeal at Wexford on 14th September 2010

Representation:

Appellant: Mr. Padge Reck, Sunrise, Mulgannon, Wexford

Respondent: No appearance by or on behalf of the respondent

The decision of the Tribunal was as follows:-

There was no appearance by or on behalf of the respondent and the Tribunal was satisfied that they had been properly notified of the hearing.

The appellant stated that he commenced employment with the respondent on 19th January 1997 and was let go when the business closed down on 29th May 2009. The appellant received two weeks notice of redundancy but contested that he was due more. At the time of termination of employment the appellant was being paid €366.94 gross per week. The appellant did not receive any payment from the respondent in respect of a lump sum redundancy payment.

Determination

Having considered the uncontested evidence of the appellant the Tribunal awards him €1,467.76 under the Minimum Notice And Terms Of Employment Acts, 1973 to 2005 and a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	12 th May 1948
Commencement Date	19 th January 1997
Date notice received	15 th May 2009
Termination date	29 th May 2009
Gross pay	€366.94 per week

This award is made subject to the claimant having been in insurable employment, during the relevant period, in accordance with the Social Welfare Acts.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

