

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP2700/2009

Against

EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms N. O'Carroll-Kelly BL

Members: Mr J. Horan

Mr J. Jordan

heard this appeal at Wicklow on 12th October 2010

Representation:

Appellant:

The appellant in person

Respondent:

The respondent in person

The decision of the Tribunal was as follows:-

The respondent did not contest the appellant's entitlement to a redundancy lump sum payment and agreed that there had been a redundancy situation. However the respondent claimed inability to pay due to financial constraints.

The appellant stated that she commenced employment with the respondent on 4th April 2006 and was let go when the business closed down on 24th August 2009. At the time of termination of her employment the appellant was being paid €606.47.00 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 her a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	11 th September 1979
Commencement Date	4 th April 2006
Date notice received	N/A
Termination date	24 th August 2009
Gross pay	€606.47

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

It should be noted that any payment made from the Social Insurance Fund is calculated on the basis of maximum earnings of €600.00 per week.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

