

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP199/2010

Against

EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms D. Donovan

Members: Mr J. Hennessy

Ms S. Kelly

heard this appeal at Abbeyleix on 1st October 2010

Representation:

Appellant:

The appellant in person

Respondent:

Peninsula Business Services (Ireland) Limited, Unit 3,
Ground Floor, Block S, East Point Business Park, Dublin 3

The decision of the Tribunal was as follows:-

The respondent agreed that the appellant had been dismissed on the grounds of redundancy. The witness for the respondent confirmed that €1,848.00 had been paid to the appellant but accepts that the payment should have been more in accordance with his statutory entitlement.

The appellant agreed that, even though he had signed the form RP50 confirming receipt of €4,620, he had only been paid €1,848.00.

Both parties agreed that the appellant commenced work on 5th December 2005 and that this employment ended on 10th April 2009 due to redundancy. They also agreed that the gross pay of the appellant was €640.74 per week.

Determination

The Tribunal awards the claimant a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria but less €1,848.00 already paid by the respondent.

DOB	22 nd November 1981
Commencement Date	5 th December 2005
Date notice received	N/A
Termination date	10 th April 2009
Gross pay	€640.74

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)

