

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

EMPLOYEE *-appellant*

Against

EMPLOYER *-respondent 2*

Under

CASE NO.

UD1412/2009

RP1587/2009

MN1389/2009

### UNFAIR DISMISSALS ACTS, 1977 TO 2007 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms N. O'Carroll Kelly

Members: Mr. M. Murphy  
Mr. O. Nulty

heard this appeal at Monaghan on 26<sup>th</sup> October 2010

#### **Representation:**

Appellant: Ms Aoife Marinan, Richard Grogan & Associates, 16 & 17 College Green, Dublin 2

Respondent: No appearance or representation on behalf of

The claim under the Unfair Dismissals Acts, 1977 to 2007 was withdrawn at the outset.

The claimant does not believe that the respondent was paying the appropriate tax or PRSI on his behalf, although the deductions were made to the claimants pay.

#### **Determination**

The Tribunal is satisfied that the respondent was properly notified of this hearing. Based on the uncontested evidence of the appellant, the Tribunal find that the appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and awards the appellant a redundancy lump sum based on the following criteria:

Date of Birth:	28 <sup>th</sup> May 1984
Date of Commencement:	6 <sup>th</sup> March 2006
Date of Termination:	30 <sup>th</sup> April 2009
Gross Weekly Pay:	€520.00

This award is made subject to the appellant having been in insurable employment during the period.

The Tribunal find that the appeal under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 succeeds, and awards the claimant €1040.00 being the equivalent to two weeks pay.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)