

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:
EMPLOYEE
- *claimant*

CASE NO.

MN2383/2009
UD2550/2009
WT1080/2009

against
EMPLOYER – *respondent*

EMPLOYER - *respondent*

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 ORGANISATION OF WORKING TIME ACT, 1997 UNFAIR DISMISSALS ACTS, 1977 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Dr. A. Courell B.L.

Members: Mr. W. O'Carroll
Ms H. Murphy

heard this claim at Roscommon on 9th December 2010

Representation:

Claimant(s) : E C Gearty & Co, Solicitors, 4/5 Church
Street, Longford, Co Longford

Respondent(s) : No appearance by or on behalf of respondent

Determination

Having heard the uncontested evidence of the claimant the Tribunal is satisfied that he was unfairly selected for redundancy. However the Tribunal is not satisfied that the claimant made sufficient efforts to mitigate his loss. In all the circumstances the Tribunal finds that the claimant was unfairly dismissed and awards him the sum €6000.00 under the Unfair Dismissals Acts 1977 to 2007.

The Tribunal is also satisfied that the claimant did not receive his requisite notice under the Minimum Notice and Terms of Employment Acts 1973 to 2005 and awards the claimant the sum of

€350 being the equivalent of one weeks pay under the said Act.

Furthermore the Tribunal awards the claimant the sum of €1749.90 pursuant to the Organisation of Working Time Act 1997.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____

(CHAIRMAN)