

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

CASE NO.

EMPLOYEE – **appellant**

RP962/2010

against

EMPLOYER –**respondent**

under

**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: Mr. N. Russell

Members: Mr. J. Hennessy
Mr. F. Dorgan

heard this claim at Clonmel on 28 January 2011

Representation:

Appellant: In person

Respondent: Mr. Richard O’Shea, Director of the respondent

The determination of the Tribunal was as follows:

Determination

The respondent received one week’s notice of the closure of the dump where he was providing a service through the employment of the appellant. It is common case that the appellant was given notice of the termination of his employment on 26 November 2009 and the employment terminated the following day. The respondent having conceded liability in this regard the Tribunal finds that the appellant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

| | |
|----------------------|------------------|
| Date of Birth | 22 August 1953 |
| Employment commenced | 12 August 2003 |
| Employment ended | 27 November 2009 |
| Gross weekly pay | €669-30 |

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period. It should be noted that payments from the social insurance fund are limited to a maximum of €600-00 per week

The Tribunal further awards €2,543-34, being three weeks' and four days' pay, under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)