

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP1604/2010

against
EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. N. Russell
Members: Mr. J. Hennessy
 Mr. F. Dorgan

heard this appeal at Waterford on 11th February 2011

Representation:

Appellant:

The appellant in person

Respondent:

No appearance by or on behalf of the respondent.

The decision of the Tribunal was as follows:-

There was no appearance by or on behalf of the respondent and the Tribunal is satisfied that they had been properly notified of the hearing.

Claimant's case

The claimant stated that he had already received €4512.00 from the Social Insurance Fund but that this was calculated based on incorrect information provided by the respondent. Whereas the respondent gave the commencement date as a date in 2006 the appellant confirmed with the Revenue Commissioners that his actual commencement date was 9th August 2004.

The appellant stated that the respondent had informed him that there was no more work available for him and that he (the appellant) was let go on 4th December 2009. At that time the appellant was earning €715.65 gross per week.

Determination

Having considered the uncontested evidence of the appellant the Tribunal awards him a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria but less €4512.00 already paid to him.

DOB	22 nd July 1982
Commencement Date	9 th August 2004
Date notice received	N/A
Termination date	4 th December 2009
Gross pay	€715.65

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 through the Social Insurance Fund is calculated based on maximum earnings of €600.00 per week.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

