

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE – *appellant*

CASE NO.
RP394/2010

against

EMPLOYER – *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms K T O'Mahony BL

Members: Mr J Hennessy
Ms S Kelly

heard this appeal at Kilkenny on 20th January 2011

Representation:

Appellant(s): Mr Denis Hynes
SIPTU, 18 Lower Patrick Street, Kilkenny

Respondent(s): No appearance or representation

The decision of the Tribunal was as follows:

There was no appearance by or representation on behalf of the respondent. The Tribunal is satisfied that the respondent was on notice of the hearing. The appellant gave evidence that his employment commenced on April 5th 2001. His employment was continuous until December 16th 2008. He was told he was being put on short time, but later he was told he was being put on lay off. He received a letter dated January 2nd 2009 stating that he was being put on temporary lay off from January 5th 2009. He submitted a form RP9 to the company on January 4th 2010 but he received no reply.

Determination:

Based on the uncontested evidence of the appellant the Tribunal finds that a redundancy situation existed and that he is entitled to a redundancy lump sum payment under the Redundancy Payments Acts, 1967 to 2007, based on the following information:

Date of Birth: 27th September 1956
Date of Commencement: 5th April 2001
Last day worked: 16th December 2008
Date of Termination: 11th January 2010
Weekly Gross Pay: €200.20

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____
(Sgd.) _____
(CHAIRMAN)