

EMPLOYMENT APPEALS TRIBUNAL

APPEAL HAVE:
EMPLOYEE

CASE NO.
RP1933/2010

against

EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. K. T O'Mahony B.L.

Members: Mr. P. Casey
Mr D. McEvoy

heard this appeal at Cork on 14th January 2011

Representation:

Appellant : Ms Sara Daly B L instructed by
Michael Enright & Company, Solicitors, 9 Sheares Street, Cork

Respondent : No representation listed

The decision of the Tribunal was as follows:

The Tribunal is satisfied that the respondent was properly notified of this hearing.
Neither the respondent nor a representative on his behalf appeared for the hearing.

The appellant's T1-A form was received by the secretariat on 20 August 2010. Among its contents was the date of termination with his respondent. That was stated as 24 January 2009, which placed his application outside the required fifty-two weeks allowed for such an application. In exercising its powers under the above Acts to extend that application on the grounds of reasonable cause, the Tribunal instituted its authority in allowing this application up to one hundred and four weeks from the date of termination.

Having heard the uncontested submission from the appellant the Tribunal finds that his employment with the respondent was terminated by way of redundancy.

Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 is allowed and the appellant is awarded a statutory lump sum under those Acts and based on the following:

Date of Birth: 10 June 1972
Date of Commencement: 11 May 2005
Date of Termination: 24 January 2009
Gross Weekly Wage: €600.00

A weekly statutory ceiling of €600.00 applies to redundancy payments.

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

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sad.) _____
(CHAIRMAN)