

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.
PW263/2009,
TE279/2009

EMPLOYER

against the recommendation of the Rights Commissioner in the case of:
EMPLOYEE

under

PAYMENT OF WAGES ACT, 1991
TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001

I certify that the Tribunal
(Division of Tribunal)

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

Members: Mr J. Browne
Ms S. Kelly

heard this appeal at Wexford on 17th February 2011

Representation:

Appellant : No representation listed

Respondent : Mr Richard Grogan, Richard Grogan & Associates, Solicitors,
16 & 17 College Green, Dublin 2

This case came before the Tribunal by way of an appeal by the former employer against determinations made by a Rights Commissioner in favour of the respondent and former employee reference numbers r-053299-te-07/MMG and r-053301-pw-07/MMG.

The decision of the Tribunal was as follows:

Having heard evidence pertaining to the background of the appeal under the Payment of Wages Act, 1991 the Tribunal finds it had no jurisdiction to hear this appeal as the appellant had not complied with the requirements of section 7 (2) (b) of that Act.

Based on the adduced evidence and lack of relevant documentation supporting the appellant's case the Tribunal upholds the determination of the Rights Commissioner under the Terms of Employment (Information) Act, 1994 and 2001 and reaffirms the award of €1,500.00 to the respondent.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

