

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

CASE NOS.

EMPLOYEE – *appellant*

RP2961/2009
MN2368/2009
WT1075/2009

against

EMPLOYER – *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. J. Fahy

Members: Mr. P. Pierson
Mr. T. J. Gill

heard this appeal at Longford on 25th February 2011

Representation:

Appellant: Mr. Gerard Carthy of Connellan Solicitors,
3 Church Street, Longford, Co. Longford

Respondent: Neither the respondent nor his representative attended the hearing

The decision of the Tribunal was as follows:-

Determination

The Tribunal was satisfied that the respondent and his representative were properly on notice of the hearing. Based on the uncontested evidence of the appellant the Tribunal accepts that a redundancy situation existed. Accordingly the Tribunal awards the appellant a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2007 based on the following information

Date of birth	01 February 1957
Date employment commenced	29 September 2005
Date employment ended	29 September 2009
Gross weekly pay	€337.25

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

The Tribunal is satisfied that the appellant did not receive payment in lieu of notice and he is therefore entitled to compensation in the amount of €674.50 being two weeks pay, under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

No evidence was adduced concerning the claim under the Organisation of Working Time Act, 1997. Therefore the Tribunal make no order in relation to this claim.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)