

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP288/2010

against

EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr. M. Murphy
Mr. O. Nulty

heard this appeal at Drogheda on 15th March 2011

Representation:

Appellant: No Appearance by or on behalf of the appellant

Respondent: The respondent in person

There was no appearance by or on behalf of the appellant and the Tribunal is satisfied that he was properly notified of the hearing.

The respondent stated that the appellant commenced employment with him on 4th October 2006 and was placed on temporary lay off from 23rd February 2009. The appellant subsequently lodged a form RP9 with the respondent. The respondent was not in a position to offer any further employment to the appellant and made him redundant from 11th October 2009. Prior to lay off the appellant was being paid €320.00 gross per week.

Determination

The Tribunal finds that the appellant was laid off and later claimed redundancy payment on form RP9 and is entitled to a redundancy payment based on the following:

Date of birth: 24th November 1964

Service from: 17th January 2007

Service to: 11th October 2009

Non-reckonable service: 23rd February 2009 to 11th October 2009

Normal weekly remuneration: €320.00

Amount of redundancy lump sum: €1,664.00

A ceiling of €600.000 per week applies and this award is subject to the appellant being in employment which is insurable for all purposes.

The Tribunal received evidence that the respondent was unable to make payment.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

