

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

RP1841/2010

against
EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms S. McNally

Members: Mr. P. Casey
Mr O. Wills

heard this appeal at Cork on 29th November 2010

Representation:

Appellant:

The appellant in person

Respondent:

Ray O'Neill, Courthouse Chambers, 27-29 Washington Street, Cork.

The decision of the Tribunal was as follows:-

The appellant stated that he commenced with the respondent on 12th February 2001 and that the employment terminated due to redundancy on 30th Jan 2010. Fifteen months prior to redundancy the appellant was placed on short time working on the basis of a three day week and was paid €254 per week.

The respondent agreed with the above dates and confirmed that the appellant had been on short time for fifteen months prior to being made redundant. He also confirmed that the appellant was paid €254 for a three day week.

The respondent did not dispute the appellant's entitlement to a redundancy lump sum payment. However he stated that he was unable to make this payment due to financial constraints.

Determination

Having considered the evidence the Tribunal awards the appellant a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	18 th August 1976
Commencement Date	12 th February 2001
Date notice received	15 th January 2010
Termination date	30 th January 2010
Gross pay	€254.00 (3 day week)

This award is made subject to the claimant 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 _____

(Sgd.) _____
(CHAIRMAN)

