

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:  
EMPLOYEE – *claimant*

CASE NO.  
UD58/2010  
RP84/2010  
MN55/2010

against

EMPLOYER – *respondent*

under

### **MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 UNFAIR DISMISSALS ACTS, 1977 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr J Fahy BL

Members: Mr W O'Carroll  
Ms H Murphy

heard this claim at Galway on 7th February 2011

Representation:

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Claimant(s): In person

Respondent(s): No appearance or representation

The determination of the Tribunal was as follows:

There was no appearance by or representation on behalf of the respondent. The Tribunal is satisfied that the respondent was on notice of the hearing. The claimant gave evidence that he was given seven working days' notice of the termination of his employment. The amount of work available had reduced. He did not receive a redundancy payment. The claimant withdrew his claim under the Unfair Dismissals Acts, 1977 to 2007.

#### **Determination:**

Based on the uncontested evidence of the claimant the Tribunal finds that a redundancy situation existed and that he is entitled to a redundancy lump sum payment under the Redundancy Payments Acts, 1967 to 2007, based on the following information:

Date of Birth: 16<sup>th</sup> July 1974

Date of Commencement: 12<sup>th</sup> February 1999  
Date of Termination: 13<sup>th</sup> March 2009  
Weekly Gross Pay: €800.00

This award is made subject to the claimant having been in insurable employment under the Social Welfare Acts during the relevant period. It should be noted that a statutory weekly ceiling of €600.00 applies to payments from the Social Insurance Fund.

Taking into account that the claimant received seven days notice the Tribunal awards the appellant €3,680.00 (three thousand six hundred and eighty euro) under the Minimum Notice and Terms of Employment Acts, 1973 to 2005, in respect of 23 days outstanding notice due.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)