

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP1630/2010

against
EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

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

Members: Mr. D. Hegarty
Mr. D. Mcevoy

heard this appeal at Cork on 15th December 2010

Representation:

Appellant:

The appellant in person

Respondent:

The respondent in person

The decision of the Tribunal was as follows:-

The appellant stated that he commenced employment with the respondent on 14th October 2004 and was made redundant on 25th August 2009. At the time of termination of employment the appellant was being paid €640.00 gross per week. The appellant did not receive any payment from the respondent in respect of a lump sum redundancy payment.

The respondent agreed that the above dates and rate of pay were correct. He also confirmed that the appellant had been let go because the business was closing down. The respondent stated that he was not in a position to pay the appellant due to financial constraints.

Determination

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

DOB	13 th May 1987
Commencement Date	14 th October 2004
Date notice received	N/A
Termination date	25 th August 2009
Gross pay	€640.00 per 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.

It should be noted that any payment made through the Social Insurance Fund is calculated on the basis of maximum earnings of €600.00 per week.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

