

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE
Appellant No 1

CASE NO.
RP893/2010
MN601/2010
WT275/2010

EMPLOYEE
Appellant No. 2

RP925/2010
MN627/2010
WT288/2010

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. T. Ryan

Members: Mr. A. O'Mara
Mr C. Ryan

heard this appeal at Dublin on 28th October 2010
and 29th March 2011

Representation:

Appellant: Mr Ian Mc Donnell, TEEU, 6 Gardiner Row, Dublin 1

Respondent: No appearance by or on behalf of the respondent

The decision of the Tribunal was as follows:

Determination

The appeals under the Redundancy Payments Act 1967 to 2007 were withdrawn.

Based on the uncontested evidence of the first named appellant the Tribunal is satisfied that his employment was terminated without notice and loss was established. Accordingly the Tribunal award the appellant €3756.00 being the equivalent of four weeks pay under the Minimum Notice and Terms of Employment Acts, 1973 to 2005. The Tribunal also finds that the appeal under the Organisation of Working Time Act 1997 succeeds and awards the appellant No 1 €311.75

eing 1.66 days holiday pay.

The second named appellant informed the Tribunal that he got work immediately after his position was terminated with the respondent. That being the case there was no loss and his appeal under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 must fail. The Tribunal finds that the appeal under the Organisation of Working Time Act 1997 succeeds and awards the second named appellant €313.97 being 1.66 days holiday pay.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)