EMPLOYMENT APPEALS TRIBUNAL

APPEALOF:

CASE NO.

EMPLOYEE

(appellant)

RP763/2010

against

MN504/2010

EMPLOYER

(respondent)

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal (Division of Tribunal)

Chairman: Mr. P. O'Leary BL

Members: Mr M. Carr

Mr F. Barry

heard this appeal at Navan on 16th March 2011

Representation:

Appellant: Ms. Mary Smith, Navan Citizens Information Centre, Floor 2,

1 Cannon Row, Navan, Co Meath

Respondent: Mr William O'Reilly, Steen O'Reilly, Solicitors, 31/34

Trimgate Street, Navan, Co Meath

The decision of the Tribunal was as follows:

It was confirmed at the outset, that the name of the respondent was as per the T1A form and company headed paper attached to the T2 form.

After some discussion between both sides, it was agreed that a redundancy situation existed. A start date of 29th August 2005 was confirmed by both parties. The finish date was agreed as 7th August 2009 plus 2 weeks notice.

Determination:

On consent of the parties, the Tribunal allows the appeal under the Redundancy Payments Acts. The Tribunal also allows the claim under the Minimum Notice and Terms of Employment Acts of

two weeks. In the calculation of the Redundancy Payment, a list is given of the periods of layoff agreed between the parties for the claimant.

Date of birth:	24 th January 1972
Date of commencement:	29th August 2005
Date of termination:	21st August 2009
Casas vas alalas assas	6552.50

Gross weekly pay: €552.50

Non-reckonable service:

24/11/07	-	24/2/08
8/3//08	-	5/4/08
25/5/08	-	14/6/08
18/7/09	-	1/8/09

It should be noted that payments from the social insurance fund are limited to a maximum of €600 per week. This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the
Employment Appeals Tribunal
This
This
(Sgd.)
(CHAIRMAN)