

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYEE

CASE NO.
RP1791/2010

against

EMPLOYER
under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms D. Donovan

Members: Mr L. Tobin
Mr J. Dorney

heard this appeal at Wicklow on 10th May 2011

Representation:

Appellant : In person

Respondent : No representation listed

The decision of the Tribunal was as follows:

The secretariat of the Employment Appeals Tribunal received the appellant's T1A on 17 May 2010. Among the details on that signed form was the appellant's date of termination. This was stated as 16 January 2009. Those dates clearly placed the applicant outside the fifty-two weeks allowed for redress under the Redundancy Payments Acts. Having considered this issue the Tribunal accepted jurisdiction as it applied reasonable cause to allow the application to be extended to one hundred and four weeks.

A director of the respondent wrote to the appellant on 9 January 2009 notifying him that the company had no work for him from that date. It also emerged that the appellant had fully completed his apprenticeship on 8 December 2008. Having regard to those dates and circumstances the Tribunal finds that his employment was terminated by way of redundancy. Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 is allowed and the appellant is awarded a statutory lump sum under those Acts, and based on the following:

Date of Birth: 05 September 1986
Date of Commencement: 03 August 2004
Date of Termination: 09 January 2009
Gross Weekly Wage: €572.61

This award is made subject to the appellant 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)

