

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

CASE NO.

EMPLOYEE - *claimant*

UD614/2010
MN556/2010

against

EMPLOYER - *respondent*

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 UNFAIR DISMISSALS ACTS, 1977 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms P. McGrath BL

Members: Mr D. Moore
Mr A. Butler

heard this claim at Dublin on 20th June 2011

Representation:

Claimant(s) : Mr Peter Tunney, Kevin Tunney, Solicitors, Millennium House, Main Street,
Tallaght, Dublin 24

Respondent(s) : No appearance by or on behalf of respondent

Determination

The claimant commenced work as a barman in August 2008. The Tribunal heard uncontradicted evidence from the claimant whose employment was unilaterally terminated by the respondent company on or about the 1 February 2010. The dismissal was unfair in all the circumstances and the claim under the Unfair Dismissals Acts succeeds.

The claimant has made every effort to find alternative employment and whilst he has had some success his gross weekly income has fallen short of what he was earning in the respondent company. The Tribunal awards the claimant the sum of €16,094.00 compensation for loss of earnings under the Unfair Dismissals Acts 1977 to 2007.

The Tribunal also awards the claimant the sum of €450.00 being the equivalent of one week's pay under the Minimum Notice and Terms of Employment Acts 1973 to 2005.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

