

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

EMPLOYEE

- *claimant*

CASE NO.

MN1671/2010

against

EMPLOYER

- *respondent*

under

MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr E. Murray

Members: Mr D. Hegarty
Mr J. Flavin

heard this claim at Cork on 25th March 2011

Representation:

Claimants: Ms Deirdre O'Callaghan BL instructed by Ms Niamh O'Leary, Colm Burke & Co,
Solicitors, Washington House, 33 Washington Street, Cork

Respondent: No appearance by or on behalf of the respondent

The decision of the Tribunal was as follows:-

The Tribunal was satisfied that the respondent was properly notified of the hearing. Neither the respondent nor a representative on their behalf attended the hearing.

Claimant's Case

The claimant gave sworn uncontested evidence. He had an accident in work on the 4th September 2009. As a result of this accident he was unfit to attend work. While out sick he continued to send medical certificates to the respondent to cover his absence. While out sick he called to the Revenue office's to seek a P60 for the year ending 2009. Revenue wrote to the Respondent seeking this. The respondent replied to the Revenue enclosing the claimant's P45.

Determination

Based on the uncontested evidence of the claimant the Tribunal is satisfied that his employment was terminated without notice. Accordingly the Tribunal award the claimant €465.71 being

the equivalent of one weeks 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)