

**EMPLOYMENT APPEALS TRIBUNAL**

APPEAL OF:

CASE NO.

EMPLOYEE – *appellant*

RP2542/2009  
MN2083/2009

against

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. M. Gilvarry

Members: Mr. D. Morrison  
Mr. M. McGarry

heard this appeal in Castlebar on 3<sup>rd</sup> June 2011

Representation:

\_\_\_\_\_

Appellant: Mr Sean O'Shea, Dunlevy & Barry, Solicitors,  
Quay St, Donegal Town

Respondent: No appearance by or on behalf of the respondent

The decision of the Tribunal was as follows:-

**Determination**

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

The Tribunal is satisfied based on the uncontested evidence of the appellant that he was dismissed by reason of redundancy. Accordingly the Tribunal awards him a redundancy lump sum payment under the Redundancy Payments Acts 1967 to 2007 based on the following information:

Date of Birth:	27 <sup>th</sup> March 1977
Date of commencement of employment:	19 <sup>th</sup> January 2004
Date of termination of employment:	3 <sup>rd</sup> March 2009
Gross weekly pay:	€724.00

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Loss having been established, the Tribunal awards the sum of €2,896, this being four weeks gross 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)