APPEAL(S) OF: CASE NO.
EMPLOYEE   -Appellant   RP1915/2010
                                                                      MN1362/2010
                                                                      WT582/2010

against
EMPLOYER   -Respondent

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr N. Russell

Members: Mr J. Browne
            Ms S. Kelly

heard this appeal at Kilkenny on 24th June 2011

Representation:

Appellant: In Person

Respondent: No appearance or representation on behalf of the respondent.

The decision of the Tribunal was as follows:

Based on the appellant's uncontested evidence the Tribunal finds that he is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2007, based on the following criteria:

Date of Birth: 24th August 1975
Date of Commencement: 31st August 2006
Period of Non-reckonable service due to lay-off: 14th March 2009 to 15th December 2009
Date of Termination: 15th December 2009
Gross Weekly Pay: €768.34

It should be noted that payments from the social insurance fund are limited to a maximum of €600.00 per week.

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

The Tribunal finds that the appellant is entitled to the sum of €1,536.68 (being the equivalent of

two weeks' gross pay) under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

The appellant has an outstanding entitlement for holidays however the Tribunal has jurisdiction only to award holidays for the eighteen months prior to the date of dismissal and based on the time the appellant worked during those eighteen months. The Tribunal therefore awards the appellant the sum of €2,381.85 (being the equivalent of 15.5 days gross pay) under the Organisation of Working Time Act, 1997.

Sealed with the Seal of the

Employment Appeals Tribunal

This   _____

(Sgd.) _____
     (CHAIRMAN)