

**EMPLOYMENT APPEALS TRIBUNAL**

APPEALS OF:

CASE NO.  
RP1209/2009

EMPLOYEE *-appellant*  
WT473/2009

MN1070/2009

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 E. Murray

Members: Mr D. Hegarty  
Mr J. Flavin

heard this appeal at Cork on 25th May 2010

Representation:

Appellant: Eugene Carey & Co, Solicitors,  
Courthouse Chambers, Mallow, Co. Cork

Respondent: No representation listed

**Determination:**

The Tribunal is satisfied that the appellant was dismissed by reason of redundancy. Accordingly, the Tribunal determines that the appellant is entitled to a redundancy lump sum payment under the Redundancy Payments Acts, 1967 to 2007 based on his continuous service and the following information:

Date of Birth: 04<sup>th</sup> November 1959

Date of commencement of employment: 07<sup>th</sup> August 2001

Date of termination of employment: 13<sup>th</sup> March 2009

Gross weekly pay: €481.20

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

The claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2005, fails. The claim under the Organisation of Working Time Act, 1997 succeeds and the Tribunal awards the sum of €625.56, this being 6.5 days annual leave.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_

(CHAIRMAN)

