

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP2052/2010

against
EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Dr. A. Courell B.L.

Members: Mr. D. Morrison

Mr. M. McGarry

heard this appeal at Castlebar on 21st October 2011

Representation:

Appellant: Ms. Breege O'Hora, Citizens Information Centre, Unit 5,
Cualgara, Teeling Street, Ballina, Co Mayo

Respondent: No appearance by or on behalf of the respondent

There was no appearance by or on behalf of the respondent and the Tribunal is satisfied that the respondent was properly notified of the hearing.

Appellant's case

The appellant commenced employment with the respondent on 10th October 2005 and was placed on lay-off from 15th February 2010. Having been on lay-off for over 4 weeks, the appellant applied to the respondent for a redundancy lump sum payment. However the respondent did not reply to this application and as there was no return to work the appellant considered himself to be redundant from 10th May 2010. At the time of his lay-off the appellant was earning €400.00 gross per week.

Determination

Having considered the uncontested evidence of the appellant the Tribunal awards him a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	21 st September1983
Commencement Date	10 th October 2005
Lay-off	15 th February 2010 to 10 th May 2010
Termination date	10 th May 2010
Gross pay	€400

This award is made subject to the claimant having been in insurable employment, during the relevant period, in accordance with the Social Welfare Acts.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

