

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL OF:**  
EMPLOYEE  
- *appellant*

**CASE NO.**  
TU5/2011

against the recommendation of the Rights Commissioner in the case of:

EMPLOYER- *respondent*

under

**PROTECTION OF EMPLOYEES ON TRANSFER OF UNDERTAKINGS REGULATIONS  
2003**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. P. O'Leary B L

Members: Mr. J. Reid  
Mr G. Whyte

heard this appeal at Dublin on 21st November 2011

**Representation:**

Appellant: No appearance

Respondent: Ms. Caoimhe Scolard, IBEC, Confederation House, 84/86 Lower Baggot Street,  
Dublin 2

This case came before the Tribunal as an appeal by an employee of a Rights Commissioner  
Decision ref: r-077721-tu-09/JC.

The decision of the Tribunal was as follows:-

**Determination**

As there was no appearance by or on behalf of the appellant, the appeal under the Protection of  
Employees on Transfer of Undertakings Regulations 2003 fails for lack of prosecution.  
Accordingly, the Tribunal affirms the decision of the Rights Commissioner ref: r-077721-tu-09/JC.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

