

## EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:  
EMPLOYEE

CASE NO.  
RP2645/2010  
MN1887/2010  
WT863/2010

*-appellant*

against

EMPLOYER *-respondent*

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. Hennessy  
Mr F. Dorgan

heard this appeal at Clonmel on 4th July 2011

Representation:

Appellant: Mr Jan Jaroslaw Potocki, Polish English Translation,  
"Pilawa", Office 19, 21-23 Oliver Plunkett Street, Cork

Respondent: No appearance or representation

**Determination:**

Having heard the uncontested evidence adduced by the appellant and the documentation submitted the Tribunal finds that the appellant was made redundant. Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and awards the appellant a redundancy lump sum, which is to be calculated on the basis of the following criteria:

Date of Birth: 07<sup>th</sup> April 1958  
Date of Commencement: 21<sup>st</sup> November 2006  
Date of Termination: 26<sup>th</sup> March 2010  
Gross Pay: €450.00

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

The case under the Minimum Notice and Terms of Employment Acts, 1973 to 2005, succeeds

and the Tribunal awards the Appellant the sum of €1,200.00, this being two weeks' gross pay as compensation in lieu of notice.

The appeal under the Organisation of Working Time Act, 1997, succeeds and the Tribunal awards the appellant the sum of €2,700.00, this being for 11 days public holidays and 19 days annual leave.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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



