

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

EMPLOYEE

– *Appellant*

CASE NO.  
RP1744/2010

Against

EMPLOYER

- *Respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr P. Hurley

Members: Mr T. Gill  
Mr T. Gill

heard this appeal at Galway on 11th November 2011

Representation:

Appellant(s) : In Person

Respondent(s) : No appearance by or on behalf of the respondent

**Determination:**

The Tribunal is satisfied that all parties were properly notified of the hearing.

The appellant gave uncontested evidence of commencing employment with the respondent on the 1<sup>st</sup> January 1999 as a site foreman and worked continuously until 2005. At that time according to the evidence a transfer of undertaking occurred when the respondent took on a business partner. The appellant's employment continued and there was no break in his service. The appellant told the Tribunal that his position was made redundant at a date in June 2008. The appellant produced no documentation in this regard and the Tribunal relies on the uncontested evidence of the appellant. The appellant was asked at the time of his redundancy to complete and sign an RP50 form which he did but to date has not received any redundancy payment.

On the basis of the uncontested evidence the Tribunal awards the appellant a lump sum payment under the Redundancy Payments Acts 1967 to 2007 based on the following

information

Date of Birth:	18 February 1949
Date of Commencement:	1 January 1999
Date of Termination:	1 June 2008
Weekly Gross Pay:	€555

Please note that a weekly ceiling of €600 applies to all awards made from the Social Insurance fund. This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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