

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

TE125/2010

appellant

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

EMPLOYEE

EMPLOYER

respondent

under

TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr T. Taaffe

Members: Ms J. Winters
Ms. N. Greene

heard this appeal at Dublin on 5th October 2011

Representation:

Appellant(s): Mr. Brendan Archbold, 12 Alden Drive, Sutton, Dublin 13

Respondent(s): Mr. Michael McNamee BL instructed by Ms. Denise Fry, Solicitor, Das Group,
12 Duke Street, Dublin 2

The decision of the Tribunal was as follows:-

This case came before the Tribunal by way of an appeal of an employee appealing against the Decision of the Rights Commissioner reference r-0877277-te-09 JOC

Determination

The appellant was employed by the respondent from April 2008 until November 2009. She was paid €8.65 per hour. Her earnings were based on actual hours worked. On the calculations provided her average earnings were €108.99 per week. The Tribunal awards the appellant compensation of €435.96 and varies the decision of the Rights Commissioner under the Terms of Employment (Information) Act 1994 and 2001. The determination of

the Tribunal is principled on establishing the assessment of compensation based on the hours worked.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____

(CHAIRMAN)

