

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE - appellant

PW350/10

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

EMPLOYER

- respondent

Under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms Niamh O'Carroll Kelly BL

Members: Mr. F. Moloney
Mr. N. Dowling

heard this appeal at Dublin on 25th November 2011.

Representation:

Appellant: Ms Ciara O'Duffy BL, instructed by Gerard L. McGowan, Solicitors, The Square,
Balbriggan, Co. Dublin

Respondent: Mr. David Farrell, IBEC, Confederation House, 84/86 Lr. Baggot Street, Dublin 2

The determination of the Tribunal was as follows:

This case came before the Tribunal by way of an appeal by an employee (the appellant) against a decision of the Rights Commissioner under the Payment of Wages Act, 1991 r-091098-pw-10/RG).

Determination

Following an application on behalf of the employer the Tribunal finds that, as the appellant has not complied with section 7 (2) b of the Payment of Wages Act, 1991, there is no jurisdiction to hear the appeal under that Act.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)