

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:  
EMPLOYEE 1 – appellant1

CASE NO.  
RP1629/2011  
M

N1334/2011

EMPLOYEE 2 – appellant 2

RP1630/2011  
MN1335/2011

EMPLOYER – appellant 3

RP1631/2011  
MN1336/2011

Against

EMPLOYER - *respondent*

Under

### REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms. K.T. O'Mahony B.L.

Members: Mr D. Hegarty  
Ms H. Kelleher

heard this appeal at Cork on 2nd August 2012

Representation:

Appellant(s) :

John Henchion & Co, Solicitors, The Bakehouse, Waterloo  
Road, Blarney, Co Cork

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. There was no appearance by or on behalf of the respondent. Based on the uncontested evidence of the appellant the Tribunal finds the following

**Appellant 1** withdrew his claim under the Redundancy Payments Acts, 1967 to 2007. The Tribunal heard that appellant 1 received four weeks' notice and has no entitlement to an award

under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

**Appellant 2** withdrew his claim under the Redundancy Payments Acts, 1967 to 2007. The Tribunal is satisfied that appellant 2 has no entitlement to an award under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

**Appellant 3** withdrew his claim under the Redundancy Payments Acts, 1967 to 2007. The Tribunal heard that appellant 3 received four weeks' notice but was entitled to six weeks' notice . The Tribunal awards him €849.22 in lieu of two weeks' notice under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

This award is made subject to the appellants having been in insurable employment under the Social Welfare Consolidation Act, 2005 during the relevant period. It should be noted that payments from the social insurance fund are limited to a maximum of €600 per week.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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