

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

RP1613/2010

MN1146/2010

against

EMPLOYER

EMPLOYER

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: Mr J. Fahy

Members: Mr. W. O'Carroll
Mr F. Dorgan

heard this appeal at Ennis on 28th November 2011

Representation:

Appellant : Mr Paul Woulfe, Citizens Information Centre, Binden Place,
Bank Place, Ennis, Co Clare

Respondents: Mr Justin Sadleir, Sadlier Lynch Pierse, Solicitors,
Crow Street, Gort, Co Galway

The decision of the Tribunal was as follows:

Having heard conflicting evidence on this case the Tribunal finds, on the balance of probability, that the appellant's employment with the respondents was terminated by way of redundancy. Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and the appellant is awarded a statutory lump sum under those Acts, and based on the following:

Date of Birth: 26 September 1981

Date of Commencement : 7 May 2006

Date of Termination: 05 March 2010

Gross Weekly Wage: €393.72 (based on submissions, T1A form, and P60 for 2009)

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

The appeal under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 is allowed and the appellant is awarded €787.44 as compensation under those Acts.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

