

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE (appellant)

CASE NO.
RP1678/2010

MN1193/2010

against
EMPLOYER (respondent)

under

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

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr N. Russell

Members: Mr J. Browne
Ms S. Kelly

heard this appeal at Wexford on 31st January 2012

Representation:

Appellant(s) :
Mr. Padge Reck, Sunrise, Mulgannon, Wexford

Respondent(s) :

No representation by or on behalf of the respondent

The decision of the Tribunal was as follows:

The Tribunal noted the e-mail received from the respondent in relation to non-attendance at the hearing.

Giving evidence the claimant stated that he was let go by his employer and received some redundancy but not the full amount due. He said his redundancy should have been based on a start date of 1st March 1994 and an end date of 14th April 2010. His gross pay was €440. He was on a 3 day week for 10 months from June 2009.

Determination

The Tribunal finds based on the uncontroverted evidence, that the appellant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2007 based on the following

criteria.

Date of Birth	14 th March 1960
Employment commenced	1 st March 1994
Employment ended	14 th April 2010
Gross weekly pay	€440

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 the sum of €3,520 being 8 weeks gross pay.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)