

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE - appellant

CASE NO.
RP3068/2010
MN2222/2010

Against
EMPLOYER – *respondent*

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: Ms C. Egan B.L.
Members: Mr. W. O'Carroll
Mr T. Gill

heard this appeal at Roscommon on 24th February 2012

Representation:

Appellant(s) : In Person

Respondent(s) : In Person

Preliminary Point

The claim under the Redundancy Payments Acts 1967 to 2007 was lodged with the Employment Appeals Tribunal outside of the 52 weeks time limit permitted in the legislation. The Tribunal is satisfied that no reasonable cause was shown that prevented the appellant from bringing his claim within the 52 week time limit and accordingly find that it has no jurisdiction to hear the claim under the Redundancy Payments Acts 1967 to 2007.

Determination

The appellant commenced full-time employment in April 2007. This full-time position ceased on 31 August 2009. He returned to work one week later in a part-time capacity and remained in that employment until 9 October 2009 when he left his position voluntarily. As the appellant left his employment voluntarily the question of notice due to the appellant does not arise and accordingly the Tribunal dismisses the claim under the Minimum Notice and Terms of Employment Acts 1973 to 2005.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

