

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:  
EMPLOYEE

CASE NO.  
UD1254/2010  
MN1202/2010

against

EMPLOYER  
under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007**  
**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr T. Taaffe

Members: Mr. D. Winston  
Mr F. Barry

heard this claim at Dublin on 2nd November 2011 and appeal on 29<sup>th</sup> February 2012

### **Representation:**

Claimant : Ms Maeve Corbett B L instructed by  
Mr. John Rogers, Chris Ryan, Solicitors, 18 North King Street, Dublin 7

Respondent : Mr. Tim O'Connell, IBEC, Confederation House,  
84/86 Lower Baggot Street, Dublin 2

The determination of the Tribunal was as follows:

Having heard and considered the circumstances that prevented the claimant submitting his application under the Unfair Dismissals Acts to the secretariat of the Tribunal within the required six months from his date of dismissal the Tribunal is not satisfied that those circumstances were exceptional. Accordingly, the Tribunal finds it does not have jurisdiction to hear this case under those Acts.

The appeal under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 was heard on 29 February 2012. The Tribunal is satisfied that the appellant was properly notified of that hearing. Neither the appellant nor a representative on his behalf appeared for that hearing.

Consequently, the appeal under the Minimum Notice and Terms of Employment Acts, 1973 to

2005 is dismissed for want of prosecution.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

