

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYEE

CASE NO.
RP9/2011

against

EMPLOYER

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

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

Members: Ms M. Sweeney
Mr J. Flavin

heard this appeal at Tralee on 20th February 2012

Representation:

Appellant : In person

Respondent : No representation listed

The decision of the Tribunal was as follows:

The Tribunal is satisfied that the respondent was properly notified of this hearing.
Neither the respondent nor a representative on his behalf appeared for this hearing.

The claimant who had commenced employment with the respondent in April 1998 had been put on lay-off on 7 June 2008 because the respondent lost the contract. The respondent informed him that he had applied for a number of contracts and would contact him when work was available. The respondent was hopeful that he would win some of these contracts. However in February 2010 the respondent told him that none of the contracts had come through and that he would have no more work for him. The Tribunal is satisfied that the appellant's employment was terminated by way of redundancy. Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 is allowed and the appellant is awarded a statutory lump sum payment under those Acts based of the following:

Date of Birth: 8 May 1956
Date of Commencement: 2 April 1998
Date of Termination: 14 February 2010
Non-Reckonable Service: 7 June 2008 to 13 February 2010
Gross Weekly Wage: €720.00

This award is made subject to the claimant having been in insurable employment, during the relevant period, in accordance with the Social Welfare Acts.

A statutory weekly ceiling of €600.00 applies to payments from the Social Insurance Fund

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

