

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

EMPLOYEE

-appellant

- appellant

CASE NO.

RP2869/2010

UD2106/2010

MN2063/2010

WT935/2010

against

EMPLOYER

under

**REDUNDANCY PAYMENTS ACTS, 1967 TO 2007
UNFAIR DISMISSALS ACTS, 1977 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
ORGANISATION OF WORKING TIME ACT, 1997**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr C. Corcoran B.L.

Members: Mr W. Power
Mr T. Brady

heard this claim at Dublin on 21st February 2012

Representation:

Claimant: In person

Respondent: A Director

The determination of the Tribunal was as follows:

On the day of the hearing it was established that the appellant had received the incorrect redundancy lump sum. The Tribunal finds 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: 1st February 1953
Employment Commenced: 28th March 2008
Employment Ended: 17th April 2010
Gross Weekly Pay: €459.60
Less the amount of €1498.32 already received by the appellant.

As the Redundancy Payments Acts 1967 to 2007 and the Unfair Dismissals Acts 1977 to 2007 are mutually exclusive the claim under the Unfair Dismissals Acts is dismissed. There was no evidence adduced under the Minimum Notice and Terms of Employment Acts 1973 to 2005 and the Organisation of Working Time Act 1997 therefore these claims are dismissed.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

