

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

PW197/2010

against the recommendation of the Rights Commissioner in the case of:

EMPLOYER

under

### PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. F. Murphy

Members: Mr. D. Morrison  
Ms. A. Moore

heard this appeal at Sligo on 23rd February 2012

Representation:

\_\_\_\_\_

Appellant: No representation listed

Respondent: No representation listed

The decision of the Tribunal was as follows:-

**This case came to the Tribunal as an employee appeal against Rights Commissioner Decision r-084115-pw-09/SR under the Payment of Wages Act, 1991**

#### **The appellant's case:**

The appellant was employed by the respondent in June of 2007. Because of a downturn in the economy no work was available and the respondent owed him wages. The appellant returned to Poland and was promised that the money would be sent on to his bank account. That never happened.

#### **The respondent's case:**

It was accepted by the respondent that a figure of €3939 was due to appellant. The respondent has ceased trading and there are no assets and no money to pay the appellant.

**Determination:**

The Tribunal upsets the recommendation of the Rights Commissioner r-084115-pw-09/SR and awards the appellant €3939.00 under the Payment of Wages Act 1991.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

