

## EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:

CASE NO.

EMPLOYEE  
MN24/2011

RP48/2011

Against

EMPLOYER

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: Mr R. Maguire, B.L.

Members: Mr. B. Kealy  
Ms. N. Greene

heard this appeal at Dublin on 1st March 2012

Representation:

\_\_\_\_\_

Appellant:

Mr Killian O'Brien,  
Bowler Geraghty & Co, Solicitors, 2 Lower Ormond Quay, Dublin 1

Respondent:

No appearance by or on behalf of the respondent

**There was no appearance by or on behalf of the respondent and the Tribunal is satisfied that she was properly notified of the hearing.**

#### **Appellant's case**

The appellant stated that he commenced employment with the respondent on 17<sup>th</sup> April 2006 and was let go when the business closed down on 10<sup>th</sup> September 2010. At the time of termination of employment the appellant was being paid €520.00 gross per week. The appellant did not receive notice of redundancy or payment in lieu thereof or any payment from the respondent in respect of a lump sum redundancy payment.

## **Determination**

Having considered the uncontested evidence of the appellant the Tribunal awards him €1,040.00 under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 and a lump sum redundancy payment under the Redundancy Payments Acts, 1967 to 2007 based on the following criteria.

DOB	9 <sup>th</sup> February 1982
Commencement Date	17 <sup>th</sup> April 2006
Date notice received	N/A
Termination date	10 <sup>th</sup> September 2010
Gross pay	€520.00 per week

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

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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