

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE – *appellant*

RP1176/2011

MN972/2011

WT259/2012

against

EMPLOYER – *respondent*

under

**REDUNDANCY PAYMENTS ACTS, 1967 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: Ms. K.T. O'Mahony B.L.

Members: Mr. P. Casey
Mr. O. Wills

heard this appeal in Tralee on 20th April 2012

Representation:

Appellant: Mr Joseph B Mannix, Mannix & Co, Solicitors, 12 Castle
Street, Tralee, Co Kerry

Respondent: No appearance by or on behalf of the respondent

Determination

The Tribunal is satisfied that the respondent was properly notified of the hearing. Neither the respondent nor a representative on its behalf attended the hearing.

The Tribunal is satisfied, based on the uncontested evidence of the appellant, that he was dismissed by reason of redundancy. Accordingly, the Tribunal awards him a redundancy lump sum payment under the Redundancy Payments Acts 1967 to 2007 based on the following information:

Date of Birth: 26th June 1958
Date of commencement of employment: 3rd February 2008
Date of termination of employment: 16th March 2011
Gross weekly pay: €450.00

Loss having been established, the Tribunal awards the appellant the sum of €900.00, this being two weeks' gross pay, under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

The Tribunal awards the claimant €270.00 respect of three days' holiday pay under the Organisation of Working Time Act, 1997.

These awards are made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____
(Sgd.) _____
(CHAIRMAN)