

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYEE
- *Appellant*

CASE NO.
RP533/2011
MN408/2011

Against

EMPLOYER
EMPLOYER
- *Respondent*

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. D. Mac Carthy S C

Members: Mr C. Mchugh
Mr N. Dowling

heard this appeal at Naas on 27th June 2012

Representation:

Appellant: Mr. Robert White, Bolger White Egan & Flanagan, Solicitors, 8 Lismard Court, Portlaoise, Co Laois

Respondents: No appearance

The decision of the Tribunal was as follows:-

Determination:

There was no appearance by or on behalf of the respondent. This is a claim for redundancy arising from lay off. The appellant followed the procedures set down in section 12 of the Redundancy Payments Acts 1967 to 2007. The appellant is entitled to a redundancy payment based on:

Date of Birth:	4 th September 1956
Service from:	20 th June 2006 to 7 th October 2010
Normal Weekly Remuneration:	€684.70
Non Reckonable Service:	10 th May 2010 to 7 th October 2010

The claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 fails as the employer did not dismiss the appellant.

A ceiling of €600 applies to any payments from the Social Insurance Fund and this award is subject to the claimant having been in employment which is insurable for all purposes under the relevant Social Welfare Acts.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)