

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:
EMPLOYEE (*claimant*)

CASE NO.
UD2084/2010
WT924/2010

Against

EMPLOYER (*respondent*)

under

UNFAIR DISMISSALS ACTS, 1977 TO 2007
ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms F. Crawford B.L.

Members: Mr. A. O'Mara
Ms M. Maher

heard this claim at Dublin on 9th March 2012

Representation:

Claimant(s) : In person

Respondent(s) : No representation by or on behalf of the respondent

The determination of the Tribunal was as follows:

The Tribunal noted that the liquidator would not be attending the hearing as per letter dated 31st January 2012.

Giving evidence, the claimant confirmed the details as set out in his claim form. The claimant was a Supervisor with the respondent. His hours were reduced from twenty four hours per week to four and a half hours per week. When the claimant asked for more hours, he was told he could not be given more hours. The claimant was not made redundant and felt he had no option but to leave his employment.

Determination

Based on the uncontested evidence, the claimant showed that he was constructively dismissed and is awarded the sum of €11,000 under the Unfair Dismissals Acts 1977 to 2007.

The claim under the Organisation of Working Time Act, 1997 was withdrawn during the

hearing.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)