

## EMPLOYMENT APPEALS TRIBUNAL

CLAIMS OF:

CASE NO.

EMPLOYEE - **Claimant**

UD428/2011  
RP561/2011  
MN425/2011  
WT147/2011

against

EMPLOYER - **Respondent**

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007**  
**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 M. Levey BL

Members: Mr T. O'Grady  
Mr P. Woods

heard these claims at Dublin on 18 June 2012

### **Representation:**

Claimant:

Mr Paul Henry, SIPTU, Liberty Hall, Dublin 1

Respondents:

No appearance by or representation on behalf of the respondent

The determination of the Tribunal was as follows:

### **Determination:**

At the outset the claims under both the Redundancy Payments Acts and the Minimum Notice and Terms of Employment Acts were withdrawn.

The Tribunal, being satisfied that the respondent was properly on notice of the hearing, based on the uncontroverted evidence of the claimant the Tribunal was satisfied that the claimant was unfairly dismissed by reason of being unfairly selected for redundancy. Having considered the evidence adduced the Tribunal measures the award under the Unfair Dismissals Acts, 1977 to 2007

at €9,500-00.

The Tribunal further awards €381-00, being the equivalent of three days' pay, in respect of public holidays for which the claimant received no pay, under the Organisation of Working Time Act, 1997.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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