

EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:
EMPLOYEE *-appellant*

CASE NO.
RP403/2012
MN465/2011
WT173/2012

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: Mr D. Herlihy

Members: Mr G. Andrews
Ms H. Henry

heard this appeal at Limerick on 20th June 2012

Representation:

Appellant: Mr. Ger Kennedy, Siptu, 4 Church Street, St John's Square, Limerick

Respondent: No appearance or representation on behalf of the respondent

The Tribunal extend the time allowable to take an appeal under the Redundancy payments Acts, 1967 to 2007 and accept jurisdiction to hear this case.

Determination

Based on the uncontested evidence of the appellant, the Tribunal accept that she was made redundant without notice when the respondent shop closed. The Tribunal find that the appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and awards the appellant a redundancy lump sum based on the following criteria;

Date of birth:	15 th October 1973
Date of commencement:	27 th September 1991
Date of termination:	9 th September 2009
Gross weekly pay:	€500.00

This award is made subject to the appellants having been in insurable employment under the Social Welfare Acts during the relevant period.

The Tribunal award the appellant the sum of €4,000.00 being the equivalent to 8 weeks' pay under the Minimum Notice and Terms of Employment Acts 1973 to 2005.

The Tribunal find that the appeal under the Organisation of Working Time Act 1997 succeeds and awards the appellant €2,000.00 being the equivalent to four weeks annual leave.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)