

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

PW110/2012

appellant

against the recommendation of the Rights Commissioner in the case of:

EMPLOYEE

appellant

and

EMPLOYER

respondent

under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms F. Crawford B.L.

Members: Mr. M. Flood
Mr. S. O'Donnell

heard this appeal at Dublin on 6th July 2012

Representation:

Appellant(s): The appellant in person

Respondent(s) : Representative

The decision of the Tribunal was as follows:-

This case came before the Tribunal by way of an appeal by an employee appealing against the decision of the Rights Commissioner reference number r-090076-pw/JC.

Determination

PD for the respondent outlined to the Tribunal that the appellant did not raise an issue before the Rights Commissioner on the 8th November 2011 regarding not being rostered for work on the 17th March 2011. The appellant was rostered for late duty on the 16th March 2011. The appellant believed he should have been rostered for duty on the 17th March 2011. He would have been paid treble pay if he had been rostered to work on the 17th March 2011. Bank holidays were assigned to employees on seniority.

The Tribunal considered the oral evidence and submissions made and affirms the decision of

the Rights Commissioner and the appeal under the Payment of Wages Act, 1991 fails.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

