

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYER

- *appellant*

PW177/2011

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

EMPLOYEE

- *respondent*

under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr J. Lucey

Members: Mr D. Hegarty
Mr D. McEvoy

heard this appeal at Cork on 3rd August 2012

Representation:

Appellants : HR Department.

Respondent(s) :Mr. Edmond Smith, Independent Workers Union, 55 North Main Street, Cork

This case came before the Tribunal by way of an employer appealing against the decision of a Rights Commissioner under the Payment of Wages Act, 1991 ref: R-097469-PW-10-JOC

Determination

The Tribunal is satisfied that all parties were on notice of the hearing.

The original claim under the Payment of Wages Act, 1991 in this case was in respect of pay rates in accordance with the Joint Labour Committee (JLC) for the Catering Industry. The Tribunal considered submissions by both sides. No additional sworn evidence was introduced or offered/available to the Appeal hearing.

The Tribunal is satisfied that the Rights Commissioner made the correct finding in all the circumstances.

The Tribunal upholds the decision of the Rights Commissioner and the appeal fails.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)