

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:

EMPLOYEE

CASE NO.

UD735/2011

MN791/2011

against

EMPLOYER

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007**

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr D. MacCarthy S C

Members: Mr R. Murphy  
Mr C. Ryan

heard this claim at Dublin on 10th September 2012

### **Representation:**

Claimant :

Respondent : Not present or represented

The determination of the Tribunal was as follows:

The Tribunal is satisfied that the respondent was properly notified of this hearing.  
Neither the respondent nor a representative on its behalf appeared for the hearing.

Section 6 (1) to (6) of the Unfair Dismissals Acts, 1977 to 2007, as amended, applies in this case as the respondent failed to demonstrate that the claimant's dismissal resulted wholly or mainly from one or more of the reasons stated in the section. The dismissal is by law deemed to be unfair.

The financial loss sustained by the claimant, including loss of earnings for a period, and the equivalent of a redundancy payment that would have been due when the respondent company ceased to trade amounts to €15,374.00, and the Tribunal awards compensation in that amount under the Unfair Dismissals Acts, 1977 to 2007.

The claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 was withdrawn during the hearing.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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

