

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

EMPLOYEE

TE89/2011

- appellant

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

EMPLOYER

- respondent

under

TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. E. Coughlan

Members: Mr J. Browne
Mr A. Butler

heard this appeal at Carlow on 3rd August 2012.

Representation:

Appellant: Ms Joanna Kwiatkowska, 2 Doirin Alainn, Ballylynan,
Co Laois

Respondent: Mr. Brian O'Sullivan, IBEC, Confederation House, 84/86
Lower Baggot Street, Dublin 2

The decision of the Tribunal was as follows:-

This case came before the Tribunal by way of the employee (the appellant) appealing against the recommendation of the Rights Commissioner under the Terms of Employment Act, 1994 and 2001 reference r-094431-te-10/D1.

Determination:

Based on the evidence adduced by both parties, the Tribunal is satisfied that the appellant never received a written statement of her terms and conditions of employment in accordance with Section 3 of the Act. Accordingly, the Tribunal upsets the decision of the Rights Commissioner

and awards the appellant €600.00 compensation under the Terms of Employment (Information) Act, 1994 and 2001.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)