

EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:

EMPLOYEE

- *Appellant*

MN864/2011

CASE NO.

RP502/2011

UD801/2011

WT332/2011

Against

EMPLOYER

- *Respondent*

under

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
ORGANISATION OF WORKING TIME ACT, 1997
REDUNDANCY PAYMENTS ACTS, 1967 TO 2007
UNFAIR DISMISSALS ACTS, 1977 TO 2007**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. P. O'Leary B L

Members: Mr. M. Flood
Mr C. Ryan

heard this claim at Dublin on 23rd July 2012

Representation:

Claimant: In Person

Respondent: No appearance by or on behalf of

The determination of the Tribunal was as follows:-

There was no appearance by or on behalf of the respondent at the hearing on 23rd July 2012. The Tribunal heard evidence from the claimant who told the Tribunal that his employment with the respondent company ceased on 15th October 2010. The claimant explained that he received his statutory entitlement under the Redundancy Payments Acts, 1967 to 2007 from the Social Insurance Fund.

The claimant withdrew his claim under the Unfair Dismissals Acts 1977 to 2007.

Determination

Based on the uncontested evidence of the claimant the Tribunal finds that he did not receive his statutory entitlement to notice and awards him the sum of €4,846.16, four weeks pay, under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

The Tribunal awards the claimant €2,423.08 in respect of outstanding holidays under the Organisation of Working Time Act, 1997.

The claimant confirmed that he received his statutory redundancy entitlement. Accordingly, the Tribunal must dismiss the claim under the Redundancy Payments Acts, 1967 to 2007.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)