

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL(S) OF:**

**CASE NO.**

EMPLOYER

PW99/2009

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

EMPLOYER

and

**appellant**

EMPLOYEE

under

**respondent**

**PAYMENT OF WAGES ACT, 1991**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms. M. Levey BL

Members: Mr C. Mc Hugh (*11 February 2010*)  
Mr. R. Prole (*9 November 2012*)  
Mr. P. Woods

heard this appeal at Dublin on 11<sup>th</sup> February 2010  
and 9<sup>th</sup> November 2012

Representation:

Appellant(s): 11 February 2010 -  
9 November 2012 – Not Present or Represented

Respondent(s): 11 February 2010 Not Present or Represented  
9 November 2012 –

The decision of the Tribunal was as follows:-

**This case came before the Tribunal by way of an Appeal of the Rights Commissioner referencer-064852-pw-08/JT**

Notification of this hearing was sent to both parties and their representatives at the addresses stated on the forms submitted to the Secretariat.

Neither the respondent nor his representative attended the hearing on 11<sup>th</sup> February 2010. It

transpired that both the respondent and his representative were not notified of the hearing.

On March 5<sup>th</sup> 2010 the respondent's representative wrote to the Secretariat stating that he had not received notification of the hearing. He endeavoured to contact the respondent at his address but did not succeed. It was decided that his representative would confirm the respondent's full home address with the Secretariat in order for the case to be relisted.

On October 11<sup>th</sup> 2012 a letter was submitted to the Secretariat from the respondent's representative to confirm the respondent's full address.

**Determination**

There was no appearance by the appellant at the hearing nor was there representation.

Accordingly the Tribunal dismisses the appeal under the Payment of Wages Act, 1991.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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