

EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:
EMPLOYEE

CASE NO.
UD474/2011, RP650/2011
MN510/2011

Against

EMPLOYER

Under

UNFAIR DISMISSALS ACTS, 1977 TO 2007
REDUNDANCY PAYMENTS ACTS, 1967 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. K.T. O'Mahony B.L.

Members: Mr. P. Casey
Mr D. McEvoy

heard this claim at Cork on 6th December 2012

Representation:

Claimant : Mr Joseph Cuthbert, Martin Sheehan & Co., Solicitors, 16 South Mall, Cork

Respondent : Frank Nyhan & Associates, Solicitors, 11 Market Square, Mallow, Co. Cork

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

The claims under the Unfair Dismissals Acts, 1977 to 2007 and the Minimum Notice and Terms of Employment Acts, 1973 to 2005 were withdrawn at the outset of this hearing.

The determination of the Tribunal was as follows:

Having heard and considered the submission of the appellant the Tribunal finds that his employment with the respondent ceased by way of redundancy. Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 is allowed and the appellant is awarded a statutory lump sum under those Acts, based on the following:

Date of Birth : 11 July 1961
Date of Commencement : 24 March 2006
Date of Termination: 19 November 2010
Gross Weekly Wage: €480.00

A sum in the amount of €872.15 in relation to his redundancy payment has been discharged to and accepted by the appellant in this case and that such sum is to be deducted from the redundancy lump sum amount.

This award is made subject to the appellant having being in insurable employment during the relevant period under the appropriate Social Welfare Acts.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sad.) _____
(CHAIRMAN)