

**EMPLOYMENT APPEALS TRIBUNAL**

APPEAL(S) OF:  
EMPLOYEE 1

CASE NO.  
TE52/2006

and

EMPLOYEE 2

TE53/2006

for implementation of the recommendation of the Rights Commissioner  
in the case of:

EMPLOYER

and

EMPLOYER

and

EMPLOYER

under

**TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms. M. Levey BL

Members: Mr. J. O'Neill  
Mr. A. Butler

heard this case in Dublin on 27 March 2012

Representation:

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Appellant(s):

Mr. Richard Grogan, Richard Grogan & Associates, Solicitors,  
16 & 17 College Green, Dublin 2

Respondent(s):

Mr. John O'Toole, John C. O'Toole & Co., Solicitors,  
121 Old County Road, Drimnagh, Dublin 12

This case came to the Tribunal as appeals for implementation under the Terms of Employment (Information) Acts, 1994 and 2001, of Rights Commissioner Decision R-035682-MA-05/TB. Such decisions are routinely implemented by the Tribunal unless there has been full payment of an award or an employer appeal of the decision in question.

However, in this instance there was a successful employer appeal and the relevant Rights Commissioner awards were set aside (EAT Reference PW32-33/2006 and TE54-55/2006).

**Determination:**

Due to the successful employer appeal of Rights Commissioner Decision R-035682-MA-05/TB the appeals for implementation of the said award under the Terms of Employment (Information) Acts, 1994 and 2001, fall.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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