

Correcting Order

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE 1 – *appellant No 1*

RP1637/2011

EMPLOYEE 2 – *appellant No 2*

RP1638/2011

against

EMPLOYER - *respondent*

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms C. Egan B L

Members: Mr T. Gill
Ms H. Murphy

heard this appeal at Galway on 30th January 2013

Representation:

Appellant(s) : *Appellant No 1* (In Person)
No appearance by or on behalf of *appellant No 2*

Respondent(s) : Director of Company

Determination

This order corrects the original order dated the 7 February 2013 and should be read in conjunction with that order.

The non-reckonable service for appellant *No. 1* should read as follows and not as stated in the original order:

Non-reckonable service: 1 January 2008 to 10 January 2008
19 May 2008 to 12 June 2008
20 October 2008 to 10 November 2008

25 February 2009 to 11 March 2009
16 April 2009 to 21 April 2009
17 August 2009 to 31 August 2009
18 December 2009 to 29 December 2009
10 May 2010 to 26 May 2010
6 September 2010 to 13 September 2010
18 November 2010 to 29 November 2010
21 December 2010 to 27 December 2010

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

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EMPLOYEE 2 – *appellant No 2*

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Representation:

Appellant(s) : *Appellant No 1* (In Person)

No appearance by or on behalf of *appellant No 2*

Respondent(s) : Director of Company

Determination

The Tribunal is satisfied that *appellant No 1* was dismissed by reason of redundancy. Accordingly the Tribunal awards appellant No 1 a lump sum payment under the Redundancy Payments Acts 1967 to 2007 based on the following information:

Date of Birth:	4 November 1962
Date of commencement of employment:	21 September 2004
Date of termination of employment:	11 February 2011
Non-reckonable service:	11 January 2008 to 21 January 2008
	21 April 2008 to 7 May 2008
	8 September 2008 to 24 September 2008
	22 December 2008 to 12 January 2009
	11 May 2009 to 25 May 2009
	30 September 2009 to 11 October 2009
	16 February 2010 to 1 March 2010
	25 April 2010 to 27 April 2010
	30 July 2010 to 25 August 2010
	25 October 2010 to 28 October 2010

Normal weekly remuneration: €380.00

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

As there was no appearance by *appellant No 2* on the day of the hearing his claim under the Redundancy Payments Acts 1967 to 2007 fails for lack of prosecution.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)