

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE-*appellant*

CASE NO.
RP1076/2011

against
EMPLOYER - *respondent*
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) : In Person

Respondent(s) : No appearance by or on behalf of respondent(s)

Determination

The Tribunal heard evidence from the appellant that he commenced employment with the respondent in November 1998. He signed a contract of employment with the respondent which stated inter alia that normal retirement age is 65 years, retirement taking place on the employee's 65th birthday. The appellant gave evidence that he remained in employment with the respondent approximately seven months after his 65th birthday and his employment was terminated on 31 December 2010. He told the Tribunal that he was replaced in his position as a car valet by another employee. The Tribunal is not satisfied that a genuine redundancy situation existed and finds that the claim under the Redundancy Payments Acts 1967 to 2007 fails and is hereby dismissed.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)