

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:  
EMPLOYEE

CASE NO.  
UD1356/2011, RP1815/2011

against

EMPLOYER

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007**  
**REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr D. Hayes

Members: Mr M. Carr  
Mr O. Nulty

heard this claim at Drogheda on 8th January 2013

### **Representation:**

Claimant : In person

Respondent : Mr. David Farrell, IR/HR Executive, IBEC, 84/86 Lower Baggot Street, Dublin 2

The determination of the Tribunal was as follows:

The secretariat of the Employment Appeals Tribunal received the claimant's signed T1A form on 23 June 2011. Among the details on that form was his date of termination with the respondent. That was stated as 12 November 2010.

The claimant who confirmed those dates told the Tribunal that he understood he had twelve months to apply for redress under the Unfair Dismissals Acts, 1977 to 2007. The Tribunal finds that this did not constitute exceptional circumstances that prevented him from submitting his application within six months from his date of termination. Accordingly, the Tribunal did not accept jurisdiction to hear this case under those Acts.

It emerged during the hearing that the claimant accepted his statutory redundancy payment from the

respondent. Consequently, his appeal under the Redundancy Payments Acts, 1967 to 2007 is dismissed.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

(CHAIRMAN)