

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE

(appellant)

CASE NO.
UD1900/2011

against the recommendation of the Rights Commissioner in the case of:

EMPLOYER(*respondent*)

under

UNFAIR DISMISSALS ACTS, 1977 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr C. Corcoran B.L.

Members: Mr D. Peakin
Mr M. O'Reilly

heard this appeal at Dublin on 22nd February 2013

Representation:

Appellant(s) :

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

The determination of the Tribunal was as follows:

The claimant commenced his employment with the respondent on 1st July 2004. In October 2010, the respondent produced financial accounts and pointed out to the claimant that the business was operating at a loss. The claimant told the Tribunal in evidence that he was unfairly dismissed as two other employees with less service were retained by the company.

The claimant indicated that a Director of the company told him that they could not afford to keep him on. His dismissal date was effective from 20th October 2010.

Determination

On the uncontested evidence of the claimant the Tribunal finds that the claimant was unfairly dismissed and accordingly the Tribunal awards the claimant compensation in the amount of €35,000 pursuant to the Unfair Dismissals Acts 1977-2007.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)