

## EMPLOYMENT APPEALS TRIBUNAL

APPEALS OF:	CASE NO.
EMPLOYEE 1 – <b>First Named Appellant</b>	RP2742/2011
EMPLOYEE 2 – <b>Second Named Appellant</b>	RP2743/2011
EMPLOYEE 3 – <b>Third Named Appellant</b>	RP2745/2011
EMPLOYEE 4 – <b>Fourth Named Appellant</b>	RP2746/2011

against

EMPLOYER –**Respondent**

under

### REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms S. McNally

Members: Mr D. Hegarty  
Mr J. Flavin

heard these appeals at Cork on 19 February 2013

#### **Representation:**

Appellants:

No appearance by or representation on behalf of the first and third named appellants, otherwise Mary Toher, Vincent Toher & Co. Solicitors, Legal Chambers, 2 Washington Street West, Cork

Respondent:

No appearance by or representation on behalf of the respondent

The determination of the Tribunal was as follows:

#### **Determination:**

The Tribunal being satisfied that the respondent and all of the appellants were properly on notice of the hearing the appeals of the first and third named appellants under the Redundancy Payments Acts, 1967 to 2007 fail for want of prosecution.

Based on the uncontroverted evidence the Tribunal is satisfied that the remaining appellants were dismissed by reason of redundancy and are entitled to lump sum payments under the Redundancy

Payments Acts, 1967 to 2007 based on the following criteria

Appellant	Date of Birth	Employment Began	Employment Ended	Gross Weekly Pay
2 <sup>nd</sup> Named	05/04/1974	03/07/2007	24/12/2010	€472-00
4 <sup>th</sup> Named	04/10/1982	04/04/2005	15/11/2010	€487-88

There were two periods of non-reckonable service in the employment of the fourth named appellant, by reason of lay off, from 21 May to 30 June 2010 and from 23 July until 15 November 2010.

These awards are made subject to the appellants having been in insurable employment under the Social Welfare Consolidation Act, 2005 during the relevant period.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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