

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:  
EMPLOYEE

CASE NO.  
UD1682/2011, RP2219/2011  
MN1737/2011, WT670/2011

against

EMPLOYER  
Under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007**  
**REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**  
**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005**  
**ORGANISATION OF WORKING TIME ACT, 1997**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr J. O'Connor

Members: Mr G. Andrews  
Ms S. Kelly

heard this claim at Tralee on 22nd February 2013

### **Representation:**

Claimant :

Respondent : No representation listed

The Tribunal is satisfied that the respondent was properly notified of this hearing.  
There was no appearance of the respondent at this hearing.

The claim under the Unfair Dismissals Acts, 1977 to 2007 was withdrawn at the outset of this hearing.

The determination of the Tribunal was as follows:

Having heard and considered the brief uncontested evidence of the appellant the Tribunal finds that her cessation of employment with the respondent was by way of redundancy. Accordingly, the appeal under the Redundancy Payments Acts, 1967 to 2007 and the appellant is awarded a statutory lump sum under those Acts, and based on the following:

Date of Birth : 10 December 1947

Date of Commencement : 15 April 2000

Date of Termination: 31 October 2010

Gross Weekly Wage: €175.38

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

The appeal under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 succeeds and the appellant is awarded €1052.28 as compensation under those Acts, that amount being the equivalent of six weeks' outstanding notice.

The appeal under the Organisation of Working Time Act, 1997 is also allowed and the appellant is awarded €1048.80 as compensation under that Act for outstanding leave.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

