

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYEE

CASE NO.
PW244/2011
-appellant

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

EMPLOYER *-respondent*

EMPLOYER *-respondent*

under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr G. Hanlon

Members: Mr. A. O'Mara
Mr P. Trehy

heard this appeal at Trim on 7th March 2013

Representation:

Appellant: In Person

Respondent:

Determination

This case came before the Tribunal by way of an appeal of a Rights Commissioner's Decision **ref: r-092725-pw-10/JT**. The appellant verbally informed the HR Director of the respondent company that he was going to appeal the Rights Commissioner's Decision. The respondent disputes that they got any official notification of the appeal.

The Tribunal has no option but to decline jurisdiction to hear this appeal as it is satisfied that the appellant did not comply with Sec. 7 2(b) of the Payment of Wages Act, 1991 which states:

“An appeal under this section shall be initiated by a party by his giving, within 6 weeks of the date on which the decision to which it relates was communicated to him-

- (a) a notice in writing to the Tribunal containing such particulars (if any) as may be specified in regulations under subsection (3) and stating the intention of the party concerned to appeal against the decision, and

(b) a copy of the notice to the other party concerned.”

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)