

EMPLOYMENT APPEALS TRIBUNAL

CLAIMS OF:
EMPLOYEE
EMPLOYEE

CASE NO.

UD1172/2011, MN1257/2011
UD1173/2011, MN1258/2011

against
EMPLOYER

Under

UNFAIR DISMISSALS ACTS, 1977 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr J. O'Connor

Members: Mr G. Andrews
Mr J. Flavin

heard this claim at Tralee on 25th October 2012 and 9th April 2013

Representation:

Claimants :

Respondent :

The determination of the Tribunal was as follows:

This hearing was adjourned on 25 October 2012 following a presentation by a security consultant on behalf of the respondent of close circuit television footage featuring the two claimants at work. It was the respondent's contention that this silent footage showed both claimants acting in an inappropriate way and contrary to proper behaviour and not in accordance to correct procedures.

The Tribunal is satisfied that the claimants and their representative were properly notified of the resumed hearing. Neither the claimants nor a representative on their behalf appeared at this resumed hearing.

Accordingly, the claims under the Unfair Dismissals Acts, 1977 to 2007 are dismissed for the want of prosecution.

The appeals under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 fall for lack of prosecution.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

