

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
EMPLOYER,

CASE NO.
UD157/2012

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

EMPLOYEE
under

UNFAIR DISMISSALS ACTS, 1977 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms O. Madden B.L.

Members: Mr. A. O'Mara
Mr F. Barry

heard this appeal at Dublin on 23rd May 2013

Representation:

Appellant :
Respondent : In person

This case came before the Tribunal by way of an appeal by the former employer of the respondent against a recommendation of a Rights Commissioner reference ud111591/11//MR

The determination of the Tribunal was as follows:

Appellant's Case

The respondent's line manager told the Tribunal that she received a brief letter from him dated 25 May 2011. That letter informed this witness that the respondent was giving her notice of his resignation. That notice expired one month later when the respondent left the employment of the appellant.

This witness stated that at no time during his employment with company did the respondent invoke the grievance procedure nor lodge a complaint regarding his employment.

Respondent's Case

No evidence adduced

Determination

Having heard and considered the uncontested evidence of the appellant the Tribunal upsets the

recommendation of the Rights Commissioner in its entirety under the Unfair Dismissals Acts 1977 to 2007.

The appeal under the above Act therefore succeeds.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

