

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE ,
,

CASE NO.
PW257/2012
TE138/2012

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

under

**PAYMENT OF WAGES ACT, 1991
TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms. O. Madden BL

Members: Mr. J. Goulding
Mr. J. Maher

heard this case in Dublin on 24 June 2013

Representation:

Appellant(s):
No attendance or representation

Respondent(s):

The decision of the Tribunal was as follows:-

This case came to the Tribunal as an employee appeal under the Payment of Wages Act, 1991, against Rights Commissioner Decision r-114644-pw-11 and under the Terms of Employment (Information) Acts, 1994 and 2001, against Rights Commissioner Decision r-114640-te-11.

However, although the respondent sent a representative and witnesses, there was no appearance at the scheduled hearing by or on behalf of the appellant despite the fact that the Tribunal waited for him and even checked that a hearing notice had been sent to his last known address.

Determination:

Given the fact that there was no appearance at the scheduled hearing by or on behalf of the appellant and the fact that the respondent sent a representative and witnesses, the Tribunal had no alternative but to find that the employee appeal under the Payment of Wages Act, 1991, against Rights Commissioner Decision r-114644-pw-11 and under the Terms of Employment (Information) Acts, 1994 and 2001, against Rights Commissioner Decision r-114640-te-11 fail for want of prosecution.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

