

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:
Employee

CASE NO.
RP98/2007

against

Employer

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. T. Ryan

Members: Mr. E. Handley
Ms. C. Warnock

heard this appeal at Drogheda on 3rd January 2008

Representation:

Appellant: In person

Respondent: Mr. Pat Quinn

The decision of the Tribunal was as follows:

Preliminary Issue:

An application for a postponement was made on behalf of the respondent because its only witness, a director of the company was out of the country on holiday. The Tribunal was satisfied that the respondent was properly notified of the Hearing and if a postponement application were made within 5 days of notification it would probably have been granted. A postponement will only be granted on the day of Hearing in exceptional circumstances. The postponement application was refused.

Appellant's Case:

The appellant gave evidence. He worked as a security officer in the Lourdes Hospital. The respondent lost the security contract and he was advised there was no more work. He worked for a time with the new contractor.

Respondent's Case:

The redundancy was disputed as the appellant was offered other work in Dublin. He had been issued with a P.45.

Determination:

The Tribunal is satisfied that the appellant's position was redundant and that he is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2003, based on the following information:

Date of Birth	1 st July 1956
Date of Commencement:	18 th April 2001
Date of Termination:	19 th September 2006
Gross Weekly Pay:	€427.00

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)