

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

CASE NO.

Employer -**Appellant (Employer)**

PW5/2009

against the decision of the Rights Commissioner **R-064936-PW-08/JW**
In the case of

Employee
-**Respondent (Employee)**

under

PAYMENT OF WAGES ACT, 1991

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. M. Gilvarry

Members: Mr. D. Morrison
Mr. M. McGarry

heard this appeal at Castlebar on 16 June 2009

Representation:

Appellant:
Mr. Alastair Purdy, Purdy Fitzgerald Solicitors,
Kiltartan House, Foster Street, Galway

Respondent:
Ms. Martina Weir, SIPTU, Mayo No. 2 Branch,
Moneen Road, Castlebar, Co. Mayo

The determination of the Tribunal was as follows: -

This case came before the Tribunal as a result of an appeal by an employer (the appellant) against a decision of the Rights Commissioner under the Payment of Wages Act, 1991 **R-064936-PW-08/JW**, in the case of an employee (the respondent).

Determination

Following an application on behalf of the employee the Tribunal was not satisfied that the appellant had complied with section 7 (2) b of the Payment of Wages Act, 1991. In the circumstances the Tribunal finds that there is no jurisdiction to hear the appeal under that Act and the appeal is therefore dismissed.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)