

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
Employee – appellant

CASE NO.
RP1036/2008
MN564/2009
WT244/2009

against
Employer – respondent

under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005 ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr D Cagney BL

Members: Mr F Cunneen
Mr F Barry

heard this appeal at Dublin on 19th May 2009

Representation:

Appellant: Ms Moya de Paor
Northside Community Law Centre,
Northside Civic Centre,
Bunratty Road, Coolock, Dublin 17

Respondent: No appearance or representation

The decision of the Tribunal was as follows:

The Tribunal is satisfied that the respondent was on notice of the hearing. Based on the uncontroverted evidence of the appellant, the Tribunal is satisfied that the respondent put the appellant on short-time for a period in excess of four weeks and that the respondent terminated the appellant's employment on 21st August 2008, having put the appellant on notice on the 14th August 2008. The Tribunal is satisfied that a redundancy situation existed in the respondent company. Accordingly, the Tribunal finds that the appellant is entitled to a lump sum payment under the Redundancy Payments Acts, 1967 to 2007, based on the following criteria:

Date of Commencement: 22nd April 2004
Date of Termination: 21st August 2008
Gross Weekly Pay: €480.00

The Tribunal awards the appellant €480.00 (four hundred and eighty euro), in respect of one week's outstanding minimum notice, under the Minimum Notice and Terms of Employment Acts, 1973 to 2005, and €720.00 (seven hundred and twenty euro) under the Organisation of Working Time Act, 1997.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)