

**EMPLOYMENT APPEALS TRIBUNAL**

**APPEAL(S) OF:**

Employee

- *appellant*

**CASE NO.**

RP97/2009

against

Employer

- *respondent*

under

**REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms. K. T. O'Mahony B.L.

Members: Mr. D. Hegarty  
Mr. K. O'Connor

heard this appeal at Killarney on 11th June 2009

**Representation:**

Appellant(s): In person

Respondent(s): No appearance or representation

The decision of the Tribunal was as follows:-

**Appellant's case:**

In his direct evidence, the appellant confirmed the details of his employment as set out on his T1-A form (*Notice of Appeal*). The appellant opened a letter dated 13/11/08 to the Tribunal. In same was stated "Because of declining business, we [*the respondent*] have had to close our shop in Killarney, and no longer have work for (*name and address of appellant*)."  
(*sic*)

**Determination:**

The Tribunal was satisfied that the respondent had been duly notified of the hearing. However, there was no appearance by or on its behalf.

Accepting the uncontested evidence of the appellant, the Tribunal finds that the appeal under the Redundancy Payments Acts, 1967 to 2007 succeeds and awards the appellant a redundancy lump sum, which is to be calculated on the basis of the following criteria:

Date of birth: 12 May 1957

Date of commencement: 13 September 2004

Date of termination: 30 October 2008  
Gross weekly wage: €526.51

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)