

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE – appellant

CASE NO.
RP982/2009

against

EMPLOYER – respondent

Under

REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr T Ryan

Members: Mr T O'Sullivan
Mr O Nulty

heard this appeal at Dundalk on 26th January 2010

Representation:

Appellant(s): Mr William Quigley
Unite
5 Whitefriars, Aungier Street, Dublin 2

Respondent(s): Ms Emma Coffey
Smyth & Son, Solicitors
Rope Walk, Drogheda, Co Louth

The decision of the Tribunal was as follows:

There was no appearance by the respondent. The respondent's representative explained that a transfer of undertakings occurred in July 2007 and that the respondent company offered the appellant work. The respondent's representative confirmed that she was representing the company and admitted the claims against the company.

The appellant commenced his employment in February 2003 and in 2007 the name on his paycheque changed to the respondent company's name. He continued working until May 23rd 2008.

Determination:

The Tribunal finds that a redundancy situation existed and that the appellant is entitled to a redundancy lump sum payment under the Redundancy Payments Acts, 1967 to 2007, based on the following information:

Date of Birth:	7 th November 1972
Date of Commencement:	3 rd February 2003
Date of Termination:	23 rd May 2008
Gross Weekly Pay:	€700.00

This award is made subject to the appellant having been in insurable employment under the Social Welfare Acts during the relevant period. It should be noted that a statutory weekly ceiling of €600.00 applies to payments from the Social Insurance Fund.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)