

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:  
EMPLOYEE - *appellant*

CASE NO.  
RP2078/2009

against

EMPLOYER – *respondent*

under

### REDUNDANCY PAYMENTS ACTS, 1967 TO 2007

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr J Flanagan BL

Members: Mr P Pierce  
Mr G Whyte

heard this appeal at Dublin on 20<sup>th</sup> September 2010

#### **Representation:**

Appellant: In person

Respondent: No appearance or representation

The decision of the Tribunal was as follows: -

#### **Determination:**

The Tribunal is satisfied that the respondent had been notified of the hearing. The appellant gave evidence that his employment had been terminated by the respondent for reasons of redundancy. The appellant did not receive a redundancy payment. The appellant had received €1000 from the respondent but he did not receive any correspondence with it specifying the purpose of the payment.

Having heard the uncontroverted evidence of the appellant 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, to be calculated on basis of the following information:

Date of Birth:	18 <sup>th</sup> February 1965
Date of Commencement:	1 <sup>st</sup> November 2005
Date of Termination:	20 <sup>th</sup> February 2009
Gross Weekly Pay:	€990.00

The Tribunal finds that the appellant has already received €1000 from the respondent in part payment of the amount due under the Redundancy Payments Acts, 1967 to 2007.

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 payments from the Social Insurance Fund are calculated on the basis of gross weekly earnings subject to a statutory maximum of €600.00 per week.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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