

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

EMPLOYEE

MN1852/2010

(appellant)

RP2575/2010

against

EMPLOYER

(respondent)

under

**MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
REDUNDANCY PAYMENTS ACTS, 1967 TO 2007**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms B. Glynn

Members: Mr P. Pierson
Mr T. Gill

heard this appeal at Carrick-On-Shannon on 15th April 2011

Representation:

Appellant(s) :

In person

Respondent(s) :

Patrick Duffy, Solicitors, Carrick-On-Shannon, Co. Leitrim

The decision of the Tribunal was as follows:

At the outset, the claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 was withdrawn.

The respondent conceded that a redundancy situation existed. The respondent gave evidence stating that he had six employees and is now down to one employee. He had no work available and had to let the claimant go.

The Tribunal awards the appellant a redundancy lump sum under the Redundancy Payments Acts, 1967 to 2003 based on the following criteria:

Date of Birth: 21 March 1965
Date of Commencement: 29 July 2002
Date of Termination: 5 February 2010
Gross Pay: €644.36

The following amount was agreed by both parties:

€600 X 16.06 weeks = €9,636 **Amount due to claimant**

It should be noted that payments from the social insurance fund are limited to a maximum of €600 per week. 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)

