

**EMPLOYMENT APPEALS TRIBUNAL**

APPEAL OF:  
EMPLOYER

CASE NO.  
PW57/2010

*-appellant*

against the recommendation of the Rights Commissioner in the case of:

EMPLOYEE

-v-

EMPLOYER

under

**PAYMENT OF WAGES ACT, 1991**

I certify that the Tribunal

(Division of Tribunal)

Chairman: Mr P. Hurley

Members: Mr J. Hennessy

Ms S. Kelly

heard this appeal at Abbeyleix on 12th May 2011

Representation:

Appellant: Mr. Ambrose Downey, IR/HR Executive,  
IBEC, Gardner House, Bank Place, Charlotte Quay, Limerick

Respondent: Mr. Niall Phillips, SIPTU, 3 Peppars Court, Portlaoise,  
Co. Laois

**Determination:**

The employer in this case is seeking to appeal the Decision of a Rights Commissioner under the above Act. A party seeking to appeal a Decision under the Act must do so within six weeks of the Decision being communicated to them. The appeal was not submitted within six weeks and accordingly the appeal under the Payment of Wages Act 1991 must fail. The Tribunal upholds the Rights Commissioner Decision ref: r-078310-pw-09.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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

