

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:

CASE NO.

EMPLOYEE

UD20/2011

for implementation of the recommendation of the Rights Commissioner
in the case of:

EMPLOYEE

appellant

and

EMPLOYER

respondent

under

UNFAIR DISMISSALS ACTS, 1977 TO 2007

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms P. McGrath BL

Members: Mr. J. Reid
Mr. S. O'Donnell

heard this claim at Dublin on 14th October 2011

Representation:

Claimant(s): The appellant in person

Respondent(s): No attendance by or on behalf of the respondent

This case came before the Tribunal for implementation of the recommendation of the Rights Commissioner decision under the Unfair Dismissals Acts, 1977 – 2007. Ref. R-080547-UD-09/MMG

Determination

Section 7(4) of the Unfair Dismissals Act, 1977 to 1993 states:

“Where a recommendation of a rights commissioner in relation to a claim for redress under this Act has not been carried out by the employer concerned in accordance with its terms, the time for bringing an appeal against the recommendation has expired and no such appeal has been brought, the employee concerned may bring the claim before the Tribunal and the Tribunal shall, notwithstanding subsection (5) of this section, without hearing the employer concerned or any evidence (other than in relation to the matters aforesaid), make a determination to the life effect as the recommendation.”

Accordingly, the Tribunal makes a determination to the like effect as the Rights Commissioner recommendation that the respondent pay the appellant the sum of €6,500.00 under the Unfair Dismissals Acts, 1977 to 2007.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

