

EMPLOYMENT APPEALS TRIBUNAL

CLAIMS OF:
EMPLOYEE *-claimant*

CASE NO.
UD2370/2009
MN2194/2009
WT1004/2009

Against

EMPLOYER

Under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
ORGANISATION OF WORKING TIME ACT, 1997**

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms P. Clancy
Members: Mr G. Andrews
Mr F. Dorgan

heard this claim at Ennis on 25th February 2011

Representation:

Claimant: Mr. Gearoid Howard, Crimmins Howard, Solicitors, Dolmen House, Shannon,
Co Clare
Respondent: Mr. Tom McEvoy, Harrison O'Dowd, Solicitors, 98 Henry Street, Limerick

The appeals under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 and the Organisation of Working Time Act, 1997 were withdrawn at the outset.

Determination

Following submissions from both parties the Tribunal is satisfied that this claim was lodged outside of the six-month time limit from the date of termination of employment imposed by the Unfair Dismissals Acts, 1977 to 2007. There were no exceptional circumstances as described by the said Acts to cause this delay. The Tribunal, therefore, rules that it does not have jurisdiction to hear this case and the claim necessarily fails.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)