IMPLEMENTATION BODY

Mr Tom Geraghty
Secretary
Public Services Committee
Irish Congress of Trade Unions
Parnell Square
Dublin 1

8 March, 2011

Dear Mr. Geraghty,

I am writing to advise that the members of the Implementation Body noted at their recent meeting of 3 March, 2011 the recent recommendation of the Labour Court (LCR 19995) in relation to compensation for loss of earnings under the Public Service Agreement (in a context other than redeployment). The Court recommended that the compensation for actual loss of earnings arising from the new arrangements be calculated on the basis of 1.5 times the actual loss. The level of loss should be established in each case by comparing earnings in a full twelve month period in which the new arrangements has been in operation with a corresponding period in which the current system operated. On phasing, it was recommended that 50% of the compensation due should be paid 12 months after the new arrangement became operational, with the remaining 50% of the amount due paid six months thereafter.

The members of the Body agreed to endorse this recommendation of the Court as the formula to be applied in cases of actual loss of earnings (in a context other than redeployment) under the Agreement to the Public Service Executive of the ICTU and to public service management in each sector.

Yours sincerely,

Oonagh Buckley,
Secretary.