

DISPUTES RESOLUTION AUTHORITY

Record No. 14/2005

Between:-

SÍLE NÍ BHRÍAIN
(rúnaí agus ionadaí ar son Cumann an Athar Uí Chathasaigh)

Claimant

-and-

SÉAMUS Ó HARTAIGÁIN
(mar ionadaí ar son Coiste Bórd Luimnigh CLG)

Respondent

DECISION ON COSTS AND EXPENSES

Background

1. On 21 September 2005 the substantive decision in these proceedings issued, whereby the relief sought by the Claimants was refused.
2. This decision concerns the costs and expenses arising from the hearing of those proceedings. Submissions have been received on behalf of the Claimants and the Respondents.

Legal Costs

3. The Respondent chose not to make any application for legal costs. The Claimants made no submission regarding legal costs.
4. On consent, therefore, we make no award as to legal costs.

Expenses

5. The Respondent submitted that the Claimant, having been unsuccessful in its claim, should pay the costs and expenses of the D.R.A. in full. The Claimants

agreed to discharge these costs and expenses, which amounted to €500.00 already paid by way of deposit and a balance of €353.66 which is outstanding.

6. We therefore award as follows:

(a) The Claimants' deposit of €500 is hereby forfeit; and

(b) Cumann An Athar Uí Chathasaigh shall discharge the balance of the costs and expenses of the Disputes Resolution Authority (€353.66).

Dated this 10th day of October, 2005

Signed: Edward Hogan, John Callinan, Micheál O'Connell