

In The Matter of The Industrial Relations Act

And

In the Matter of the Industrial Relations (Tribunal Procedure) Rules 2010

B E T W E E N

GARVIN MUSGROVE

Applicant

And

COMMONWEALTH DRUGS AND MEDICAL SUPPLIES

Respondent

APPEARANCES: Applicant Pro Se
No appearance by the Respondent

BEFORE: Her Honour Acting Vice President Simone I. Fitzcharles

ORDER ON DIRECTIONS

WHEREAS:

- 1) By Certificate of Referral of a Trade Dispute dated 23rd October 2018, the Minister referred the subject dispute to the Industrial Tribunal;
- 2) Pursuant to Rule 3(1) of the Industrial Relations (Tribunal Procedure) Rules, 2010 a Notice for presentation of the Originating Application (Form A) was issued by the Secretary of the Industrial Tribunal to the Applicant on 12th November 2018;

- 3) The Applicant filed an Originating Application in the Industrial Tribunal on 8th January 2019;
- 4) Pursuant to Rule 4 of the Industrial Relations (Tribunal Procedure) Rules, 2010 a Notice of the Originating Application (Form C) was issued by the Tribunal to the Respondent on 20th March 2019;
- 5) The matter was listed for a Case Management hearing set for 25th April 2019 and Notice of the hearing, by way of Form J, was served on both the Applicant and Respondent on 9th April 2019;
- 6) A Notice of Appearance (Form D) was entered by the Respondent on 9th April 2019;
- 7) No Defence (Form E) has been filed by the Respondent;
- 8) No settlement of the matter has been achieved; and
- 9) The Applicant appeared and requested that the matter proceed expeditiously. The Respondent did not appear and the Tribunal verified that the Respondent was served with notice of the hearing on 9th April 2019, the same date on which the Respondent entered an appearance (Form D). The Tribunal proceeded to give directions;

IT IS HEREBY ORDERED as follows:

1. The Respondent shall file its Defence (Form E) in the Registry of the Industrial Tribunal and serve the Defence on the Applicant on or before Thursday 2nd May 2019;
2. The Applicant shall file his witness statement(s) and serve the same on the Respondent by no later than 3:30 pm on Thursday 16th May 2019;
3. The Respondent shall file its witness statement(s) and shall serve the same on the Applicant by no later than 3:30 pm on Thursday 30th May 2019;
4. Each party shall be at liberty to call up to three (3) witnesses to give evidence at the trial;

5. The Applicant shall file his bundle of documents and serve a copy of the same on the Respondent on or before 3:30p.m on 13th June 2019;
6. The Respondent shall file its bundle of documents and serve a copy of the same on the Applicant on or before 3:30p.m on 27th June 2019;
7. The Applicant shall file and serve his skeleton arguments and authorities on the Respondent by no later than 3:30 pm on 11th July 2019;
8. The Respondent shall file and serve its skeleton arguments and authorities on the Applicant by no later than 3:30 pm on 25th July 2019;
9. This matter shall be set down for mention and the parties are required to attend at 10:00 a.m. on Monday 29th July 2019; and
10. The parties shall have liberty to apply for further directions and/or to vary these directions.

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 25th day of April A.D. 2019

Her Honour

Simone I. Fitzcharles
Vice President (Acting)