

In The Matter of The Industrial Relations Act

And

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

BETWEEN

DAMIAN BARR

Applicant

and

SKY BAHAMAS

Respondent

APPEARANCES: Mr. Hilbert Collie for the Applicant

No Appearance by or on behalf of the Respondent

BEFORE: Her Honour Acting Vice President Simone I. Fitzcharles

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ORDER ON DIRECTIONS

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WHEREAS:

- 1) This matter was the subject of a Case Management Order made by Her Honour Vice President Marilyn Meeres on the 31<sup>st</sup> day of January A.D. 2019;
- 2) The file reveals that the parties complied with none of the directions given in the above mentioned Case Management Order;
- 3) The Applicant appeared *pro se* on 31<sup>st</sup> January 2019, but subsequently retained Messrs. Hilbert Collie & Associates to represent him;

- 4) On 26<sup>th</sup> February 2019, the representative for the Applicant filed a Notice For Further And Better Particulars (Form F) and a Notice Of Application For An Extension Of Time (Form L), which are both required by the Applicant to prepare his case;
- 5) In light of the foregoing, the Tribunal determines that further directions are necessary to prepare the matter for trial.

**IT IS HEREBY ORDERED** as follows:

1. The time within which the parties must file the requisite documents for trial shall be extended as stipulated below.
2. The Respondent shall, on or before 3:30 pm on 8<sup>th</sup> July 2019, file with the Tribunal and furnish the representative of the Applicant, Mr. Hilbert L. Collie (in association with Collie & Collie Chambers) of Dowdeswell Street and School Lane, Nassau, The Bahamas, with the following documents:
  - a) A copy of the Employee Handbook of the Respondent;
  - b) A copy of the job description relevant to the position of the Applicant immediately before his employment was terminated by the Respondent;
  - c) A copy of the contract of employment between the Applicant and the Respondent and all documents relevant to the employment of the Applicant which relate to the issues in this matter.
3. The Applicant and the Respondent shall file and serve on each other, their respective witness statements and bundles of supporting documents by no later than 3:30 pm on Monday 29<sup>th</sup> July 2019;
4. The Applicant and the Respondent shall file and serve on each other their respective legal submissions by no later than 3:30 pm on Monday 12<sup>th</sup> August 2019, and if necessary, reply submissions by no later than 3:30 pm on Friday 16<sup>th</sup> August 2019;
5. Each party shall be at liberty to call up to three (3) witnesses;

6. This matter shall be set down for a mention hearing at 10:00 a.m. on Monday 19<sup>th</sup> August 2019; and
7. 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 26<sup>th</sup> day of June A.D. 2019

Her Honour

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**Simone I. Fitzcharles**  
**Vice President (Acting)**