

In the Matter of the Industrial Relations Act, Chapter 321

And

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

**BETWEEN:**

**RECO CARICE**

**APPLICANT**

v

**GUNITE POOLS OF NASSAU LIMITED**

**RESPONDENT**

**APPEARANCES:** Errol McKinney on behalf of the Applicant

No appearance on behalf of the Respondent

**BEFORE:** Her Honour, President Indira N. Demeritte-Francis

---

**ORDER**

---

- (1) By Certificate of Referral dated 2<sup>nd</sup> January, 2019 the Minister referred the subject dispute to the Industrial Tribunal; and
- (2) In accordance with Rule 3 (1) of the Industrial Relations (Tribunal Procedure) Rules, 2010 a Notice for an Originating Application – Form A was sent on 16<sup>th</sup> May, 2019 by the Secretary, to the Tribunal, to the Applicant; and
- (3) Upon receipt by the Applicant of the Notice for an Originating Application the Applicant filed an Originating Application in the Tribunal on 17<sup>th</sup> May, 2019; and
- (4) A Notice of Application to the Respondent – Form C and a Notice of Appearance - Form D was sent to the Respondent on the 5<sup>th</sup> June, 2019; and

- (5) That no Notice of Appearance - Form D or Defence – Form E was filed in the Tribunal by the Respondent; and
- (6) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture for the Case Management Hearing for Directions on the 12<sup>th</sup> December, 2019; and
- (7) On the day of the Case Management the Applicant's Representative appeared and informed the Tribunal that the matter has been settled; and
- (8) The Respondent without admitting any liability to the Applicant whatsoever has agreed to pay the Applicant Three Thousand Five Hundred Dollars (\$3,500.00) as final payment; and
- (9) The Applicant filed into the Industrial Tribunal a Notice of Withdrawal – Form K.

**THE DECISION OF THE TRIBUNAL IS AS AGREED AND THEREFORE IT IS SO ORDERED:**

- (10) The Originating Application filed in the Industrial Tribunal on 17<sup>th</sup> May, 2019 is decided accordingly pursuant to Rule 12(1)(b) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby marked Settled.

**AND THIS IS THE ORDER OF THIS TRIBUNAL**

DATED THIS, 12<sup>th</sup> December, 2019

---

Indira N. Demeritte – Francis  
President  
Industrial Tribunal