

COMMONWEALTH OF THE BAHAMAS

IT/NES/123/2019

INDUSTRIAL TRIBUNAL

NEW PROVIDENCE

In the Matter of the Industrial Relations Act, Chapter 321

And

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

BETWEEN:

ELKIN MISSICK

APPLICANT

v.

ISLAND HOTEL COMPANY LIMITED

RESPONDENT

APPEARANCES: Mr. Errol McKinney on behalf of the Applicant

Mr. Kenneth Lightburn on behalf of the Respondent

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

ORDER ON DIRECTIONS

WHEREAS:

- (1) By Certificate of Referral dated 14th August, 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 10th September, 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 the 8th October, 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 10th October, 2019; and
- (5) That a Notice of Appearance - Form D was filed on 23rd October, 2019 and a Defence – Form E was filed in the Tribunal on the 25th November, 2019 by the Respondent; and
- (6) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on the 27th January, 2020 for the Case Management Hearing for Directions; and

IT IS HEREBY ORDERED by consent of the parties:

- a. That the Applicant will file Skeletons, Witness Statements and Submissions on or before 13th March, 2020.
- b. That the Respondent will file Skeletons, Witness Statements and Submissions on or before 27th March, 2020.
- c. That there will be a mutual exchange of Skeletons, Witness Statements and Submissions by the parties.
- d. That the parties agreed to an estimated two (2) days of hearing.
- e. That the parties agreed that the Applicant would call one (1) witness and the Respondent would call three (3) witnesses.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, 27th January, 2020

Indira N. Demeritte – Francis

President

Industrial Tribunal