

COMMONWEALTH OF THE BAHAMAS

IT/NP2020-51

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:

SHERWIN MAJOR

APPLICANT

v.

ISLAND HOTEL COMPANY LTD

RESPONDENT

APPEARANCES: Mr. Perry Cox on behalf of the Applicant

Mr. Kenneth Lightbourne behalf of the Respondent

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

ORDER ON DIRECTIONS

WHEREAS:

- (1) By Certificate of Referral dated 28th February, 2020 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, 2010a Notice for an Originating Application – Form A was sent on 16th June, 2020 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 1st July, 2020; 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 6th July, 2020; and
- (5) That a Notice of Appearance - Form D was filed on 11th August, 2020 and no 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 on the 2nd November, 2020 for the Case Management Hearing for Directions; and
- (7) That Mr. Cox appeared on the day of the Case Management and the matter was adjourned to the 12th November, 2020 for further directions; and

IT IS HEREBY ORDERED by consent of the parties:

- a. It is agreed between the parties that the correct name for the Respondent in this matter is Island Hotel Company Ltd.
- b. That the Respondent will file a Defence – Form E on or before 1st December, 2020.
- c. That the Applicant will file Bundles on or before 5th January, 2021.
- d. That the Respondent will file Bundles on or before 15th February, 2021.
- e. That the Applicant will file Skeletons, Witness Statements and Submissions on or before 15th February, 2021.
- f. That the Respondent will file Skeletons, Witness Statements and Submissions on or before 2nd February, 2021.
- g. That the parties agreed to an estimated two (2) days of hearing.
- h. That the parties agreed that the Applicant will call two (2) witnesses and the Respondent will call four (4) witnesses.

- i. That the parties will continue settlement discussions and will inform the Tribunal if a position is agreed.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, 12th November, 2020

Indira N. Demeritte – Francis

President

Industrial Tribunal