

COMMONWEALTH OF THE BAHAMAS

IT/NES/76/19

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:

MARIO MORTIMER

APPLICANT

v

BAHAMAS SLS HOTEL

RESPONDENT

APPEARANCES: Mario Mortimer on behalf of the Applicant

Kimberly Miller on behalf of the Respondent

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

ORDER

- (1) By Certificate of Referral dated 14th May, 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 27th June, 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; and

- (4) 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 30th March, 2020; and
- (5) The hearing of this matter was adjourned sine die due to the Government State of Emergency Orders that imposed a lockdown due to the COVID19 pandemic; and
- (6) The Tribunal listed this matter for a Virtual Adjudication Hearing; and
- (7) The Applicant and the Respondent's Attorney appeared before the Court on the 7th October, 2020; and
- (8) After several adjournments, both parties informed the Tribunal that the matter has been settled; and
- (9) That the Applicant filed into the Tribunal Notice of Withdrawal - Form K on 12th November, 2020; and

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

- (10) The Originating Application filed in the Industrial Tribunal on 24th February, 2020 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, 12th November, 2020

Indira N. Demeritte – Francis

President

Industrial Tribunal