

**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:**

**HELENA EVANS**

APPLICANT

v.

**FIRST CARIBBEAN INTERNATIONAL BANK (CIBC)**

RESPONDENT

**APPEARANCES:** Ms. Theresa Mortimer on behalf of the Applicant

Ms. Camille Cleare on behalf of the Respondent

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

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**ORDER**

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**WHEREAS:**

- (1) By Certificate of Referral dated 8<sup>th</sup> February, 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 4<sup>th</sup> April, 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 24<sup>th</sup> April, 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 30<sup>th</sup> April, 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 on the 26<sup>th</sup> October, 2020 for the Case Management Hearing for Directions; and
- (7) That on the day of the Hearing the Applicant’s Representative and the Respondent’s Attorney appeared and sort an adjournment; and
- (8) On the 16<sup>th</sup> November, 2020 the parties returned to the Court; and
- (9) That the Applicant’s Representative filed into the Tribunal a signed Notice of Withdrawal - Form K on 16<sup>th</sup> 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 24<sup>th</sup> April, 2019 is decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby withdrawn and marked Dismissed.

**AND THIS IS THE DECISION OF THIS TRIBUNAL**

DATED THIS, 16<sup>th</sup> November, 2020

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal