

COMMONWEALTH OF THE BAHAMAS

IT/ES/146/2019

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:

VANWRIGHT MURPHY

APPLICANT

v.

AIRPORT AUTHORITY

RESPONDENT

APPEARANCES: Mr. Hilbert Collie on behalf of the Applicant

Mrs. Lakeisha Hanna on behalf of the Respondent

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

ORDER

WHEREAS:

- (1) By Certificate of Referral dated 26th September, 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 31st October, 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 27th January, 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 27th January, 2020; and
- (5) That no Notice of Appearance - Form D and no Defence – Form E was filed in the Tribunal by the Respondent; and
- (6) Therefore, the matter was set for Call Over on the 23rd November, 2020 and Notice for the said hearing was Gazetted in the Nassau Guardian Newspaper on the 16th October, 2020.
- (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 7th December, 2020 the parties returned to the Court having agreed that the Respondent named in the Trade Dispute was not the proper party to the action; and
- (9) The Applicant’s Representative withdrew the claim against the Respondent at the Hearing.

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

- (10) The Originating Application filed in the Tribunal on the 27th January, 2020 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decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby withdrawn and marked Dismissed.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, 7th December, 2020

Indira N. Demeritte – Francis

President

Industrial Tribunal