

In the Matter of the Industrial Relations Act, Chapter 321

And

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

BETWEEN:

CLEANDER MAJOR

APPLICANT

v

TORTUGA PRODUCTS LIMITED

RESPONDENT

APPEARANCES: Ms. Cleander Major on behalf of the Applicant

Ms. Linda Myers on behalf of the Respondent

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

ORDER OF SETTLEMENT

- (1) By Certificate of Referral dated 24th March, 2021 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 12th April, 2021 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 23rd April, 2021; 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 April, 2021; and
- (5) That a Notice of Appearance - Form D was filed on 6th May, 2021 and a Defence – Form E was filed on 20th May, 2021 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 9th June, 2021 for the Case Management Hearing for Directions; and
- (7) The Applicant and the Respondent appeared on the day of hearing; and
- (8) The Respondent admitted liability in the amount of One Thousand and Fifty-Six Dollars (\$1056.00). An adjournment was given to allow the Respondent an opportunity to organize the terms of the settlement; and
- (9) The parties returned to the Tribunal on the 14th June, 2021 and informed the Tribunal that the matter has been settled; and
- (10) The Respondent agreed to pay to the Applicant one lump sum payment of Three Hundred Dollars (\$300.00) and Fifty Dollars (\$50) every pay period (Thursday) per week until full and final settlement of the amount owing; and
- (11) That the Respondent delivered a cheque to the Tribunal on 14th June, 2021 for the Applicant in accordance with the terms of settlement and, the cheque is now exhibited here:



; and

(12) The Applicant collected the cheque from the Tribunal on 14th June, 2021; and

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

(13) The Originating Application filed in the Industrial Tribunal on 23rd April, 2021 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, 14th June, 2021

Indira N. Demeritte – Francis

President

Industrial Tribunal