

INDUSTRIAL TRIBUNAL

**COURT #1 SAFFREY SQUARE, EAST & BAYSTREET, NEW PROVIDENCE,
COMMONWEALTH OF THE BAHAMAS**

Before

MRS. INDIRA N. DEMERITTE-FRANCIS (PRESIDENT)

(SITTING ALONE)

TYRONE BROWN

APPLICANT

MARLIN MARINE

RESPONDENT

ORDER

APPEARANCES

For the Applicant

Mr. Tyrone Brown
#22 Freetown Lane
Nassau, The Bahamas

For the Respondent

No Appearance

WHEREAS:

- (1) By Certificate of Referral dated January 25, 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 February 15, 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 February 19, 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 February 24, 2021; and
- (5) That no Notice of Appearance - Form D or Defence – Form E was filed in the Tribunal by the Respondent.
- (6) The Tribunal was in receipt of two Certificate of Referrals with the same parties named. To clarify whether these were separate matters, both matters were listed for Case Management; and
- (7) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on the July 19, 2021 for the Case Management Hearing for Directions; and
- (8) The Applicant appeared on the day of the Case Management and told the Tribunal that he had one matter against the Respondent; and

- (9) That the Applicant, Mr. Brown, consequently withdrew his Originating Application filed February 19, 2021 in the matter of NP2021-035 Tyrone Brown v Marlin Marine; and

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

- (10) Having regard to the above-mentioned facts as outlined above, the Tribunal is of the view that the matter be dismissed pursuant to Section 58(1)d of the Industrial Relations Act, Chapter 321 as further proceedings are unnecessary or undesirable in the public interest.

AND THIS IS THE DECISION OF THIS TRIBUNAL

DATED THIS, July 19, 2021

Indira N. Demeritte – Francis
President
Industrial Tribunal