

INDUSTRIAL TRIBUNAL

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

Before

**MRS. INDIRA N. DEMERITTE-FRANCIS (PRESIDENT)
(SITTING ALONE)**

MARVIN JOSEY

APPLICANT

SUNSHINE CRUISES (D.B.A.)

RESPONDENT

BLUE ILLUSIONS

ORDER ON DIRECTIONS

APPEARANCES

For the Applicant

Mr. Byran Woodside
Attorney-at-Law
Seymour & Co.
#101 East Hill Street
Nassau, The Bahamas

For the Respondent

Mr. Charles Mackay
Attorney-at-Law
Shirlaw House
Shirley Street.
Nassau, The Bahamas

WHEREAS:

- (1) By Certificate of Referral dated January 7, 2020 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 11, 2020 to the Applicant by the Secretary to the Tribunal; 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, 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 February 19, 2020; and
- (5) That a Notice of Appearance - Form D and a 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 October 18, 2021 for the Case Management Hearing for Directions; and
- (7) On that date both parties appeared and an adjournment was given to allow the Respondent's Attorney an opportunity to examine the documents filed by the Applicant; and
- (8) The Case management continued on November 15, 2021; and

IT IS HEREBY ORDERED by consent of the parties:

- a. That the Applicant and the Respondent will file Skeletons, Witness Statements and Submissions on or before December 15, 2021.
- b. That there will be a mutual exchange of bundles.
- c. That the parties agreed to an estimated one (1) day of hearing.
- d. That the parties agreed that the Applicant will call two (2) witnesses and the Respondent will call two (2) witnesses.

- e. That there is a pending Joinder Application for Samir Andrawos.
- f. That there is to be produced bank account information and/or pay stubs for proof of payment of salary.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, November 15, 2021

Indira N. Demeritte – Francis
President
Industrial Tribunal