

**INDUSTRIAL TRIBUNAL**

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

**Before**

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

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**MARIO LOCKHART**

APPLICANT

**BAHAMAS AGRICULTURE  
& INDUSTRIAL CORPORATION**

RESPONDENT

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**ORDER**

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**APPEARANCES**

For the Applicant

Ms. Myra Russell  
Attorney-at-Law  
#83 Dowdeswell Street  
Nassau, The Bahamas

For the Respondent

Mr. Leslie Dean  
Labour Consultant  
Bahamas Agriculture  
& Industrial Corporation  
Nassau, The Bahamas.

**WHEREAS:**

- (1) By Certificate of Referral dated January 5, 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 1, 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 the February 18, 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 a Notice of Appearance - Form D was filed March 3, 2021 and a Defence – Form E was filed March 29, 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 May 18, 2021 for the Case Management Hearing for Directions; and
- (7) That Ms. Russell appeared for the Applicant and Mr. Dean appeared for the Respondent on the day of the Case Management and the matter was adjourned to allow the parties to have settlement discussions; and
- (8) That after several adjournments Ms. Glenda Roker appeared for Ms. Russell on behalf of the Applicant and Mr. Dean appeared on behalf of the Respondent on

October 18, 2021 to inform the Tribunal that there had been a settlement between the Applicant and the Respondent in this matter; and

- (9) That the Applicant filed into the Tribunal Notice of Withdrawal on October 18, 2021; and

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

- (1) The Originating Application filed in the Industrial Tribunal on February 18, 2021 is decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby Withdrawn and is Dismissed.

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

DATED THIS, October 18, 2021

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal