

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

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

DANIEL S. FERGUSON

APPLICANT

MINISTRY OF FINANCE

RESPONDENT

ORDER ON DIRECTIONS

APPEARANCES

For the Applicant

Mrs. Ciji Smith-Curry
Attorney
BRF Chambers
#122 Collins Avenue
Nassau, The Bahamas

For the Respondent

Mr. Rashard Edgecombe
Attorney
Office of the Attorney
General
Nassau, Bahamas

WHEREAS:

- (1) By Certificate of Referral dated August 20, 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 September 1, 2021 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 September 7, 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 September 23, 2021; and
- (5) That a Notice of Appearance - Form D was filed in the Tribunal on October 18, 2021 and no 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 April 6, 2022 for the Case Management Hearing for Directions; and
- (7) That Mrs. Smith-Curry appeared for the Applicant and Mr. Edgecombe appeared for the Respondent for the Case Management Hearing; and
- (8) During that Case Management Hearing the Applicant was ordered to provide Further and Better Particulars of the claim; and
- (9) That on April 12, 2022 the Applicant filed Further and Better Particulars in the Tribunal; and
- (10) The Industrial Tribunal set another fixture on July 28, 2022 for a Case Management Hearing for further Directions; and
- (11) On the day of the Case Management Hearing both parties appeared; and

IT IS HEREBY ORDERED by consent of the parties:

- a. That the Applicant will file Skeletons, Witness Statements, Bundles and or Submissions on or before August 26, 2022.
- b. That the Respondent will file Skeletons, Witness Statements, Bundles and or Submissions on or before September 12, 2022.
- c. That there will be a mutual exchange of documents.
- d. That the parties agreed to an estimated two (2) days of hearing.
- e. That the parties agreed that the Applicant will call two (2) witnesses and the Respondent will call two (2) witnesses.
- f. That the parties will not have further settlement discussions.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS July 28, 2022

Indira N. Demeritte – Francis
President
Industrial Tribunal