

**INDUSTRIAL TRIBUNAL**

**COURT #2 FREEPORT INSURANCE CENTER, 21B WEST MALL & POINCIANA  
DRIVE, FREEPORT, GRAND BAHAMA, COMMONWEALTH OF THE BAHAMAS**

**Before**

**MRS. HELEN J. ALMORALES-JONES (VICE-PRESIDENT)**

**(SITTING ALONE)**

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**LEWIS SEYMOUR**

APPLICANT

**SOUTH BIMINI WATER TAXI BUS SERVICE AND  
CONSTRUCTION COMPANY LIMITED**

RESPONDENT

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**ORDER ON DIRECTIONS**

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**APPEARANCES**

For the Applicant

Frank Carter  
Labour Advocate  
Nassau, New Providence

For the Respondent

No appearance  
Bimini

**WHEREAS:**

- 1) On the 1<sup>st</sup> June, 2021, **Lewis Seymour** ("the Applicant") filed a **Report of a Trade Dispute Form** against **South Bimini Water Taxi Bus Services Construction Co. Ltd.** ("the Respondent") with the Department of Labour in Nassau, New Providence, The Bahamas, which stated, inter alia, that the issues relevant to the dispute were *Constructive Dismissal* and *Failure to pay Overtime*;
- 2) By a **Certificate of Referral** dated the 1<sup>st</sup> December, 2021, the Honourable Minister of Labour & Immigration referred this matter to the Industrial Tribunal, New Providence, ("the Tribunal");
- 3) On the 18<sup>th</sup> January, 2022, the Industrial Tribunal served the Applicant's Representative with a letter dated the 17<sup>th</sup> December, 2021, giving him notice of the referral, in accordance with **Rule 3(1) of The Industrial Relations (Tribunal Procedure) Rules, 2010** ("The Rules");
- 4) On the 21<sup>st</sup> January, 2022, the Applicant filed a **Form A** (Originating Application) which stated, inter alia, that the grounds for his application were that *Mr. Rolle reduced his salary and then stopped paying it*;
- 5) The Industrial Tribunal did not serve a copy of the **Form A** (Originating Application) and a **Form C** (Notice of Originating Application) on the Respondent's registered office;
- 6) The President of the Industrial Tribunal transferred this matter to the Industrial Tribunal, Northern Region ("the Tribunal") by a Memorandum dated the 17<sup>th</sup> March, 2022, which the Tribunal received on the 2<sup>nd</sup> August, 2022;
- 7) After exhausting all efforts to contact the Applicant and the Respondent, the Tribunal published a **Notice of Call Over** in The Nassau Guardian, Thursday, October 6, 2022, Edition, requiring the Applicant and the Respondent to appear before the Industrial Tribunal, Freeport, Grand Bahama, The Bahamas, at 10:00 a.m. on Friday, the 28<sup>th</sup> day of October, 2022; and
- 8) Only the **Applicant's Representative** appeared before the Tribunal on the 28<sup>th</sup> day of October, 2022;

**IT IS HEREBY ORDERED** that:-

1. The Applicant's Representative submit to the Tribunal, in writing, an itemized claim showing the amount of money the Applicant is claiming from the Respondent and how it was calculated;

2. The Applicant's Representative submit to the Tribunal, in writing, the name and address of the Respondent's registered office in order to facilitate the Tribunal's service of a copy of the **Form A** (Originating Application) and a **Form C** (Notice of Originating Application) and **Form D** (Notice of Appearance) on the Respondent; and
3. This matter be adjourned to 10:00 a.m. on Monday, 16<sup>th</sup> January, 2023, for Case Management.

**AND THIS IS THE ORDER OF THE TRIBUNAL.**

**DATED: This 28<sup>th</sup> day of October, A.D., 2022.**

**Her Honor, Helen J. Almorales-Jones,  
Vice-President**