

NP2022-014

**INDUSTRIAL TRIBUNAL**

**COURT #5 SAFFREY SQUARE, EAST & BAY STREETS, NEW PROVIDENCE  
COMMONWEALTH OF THE BAHAMAS**

Before

**Ingrid Cooper-Brooks (Vice President)**

**(Sitting Alone)**

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**VITO SMITH**

Applicant

vs.

**STUART'S COVE DIVE BAHAMAS**

Respondent

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**ORDER ON DIRECTIONS**

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**APPEARANCES**

For the Applicant

Mr. Errol McKinney  
EM & Associates

For the Respondent

Mr. Craig Butler  
C.F. Butler & Associates

**WHEREAS:**

1. By Certificate of Referral dated 4<sup>th</sup> January, 2022 the Minister referred the subject Trade Dispute to the Industrial Tribunal; and
2. The Applicant filed in the Industrial Tribunal an Originating Application (Form A) on the 4<sup>th</sup> February, 2022 the Respondent filed a Defence (Form E) on the 17<sup>th</sup> November, 2022; and
3. Pursuant to Rule 15 (1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal conducted a Case Management Hearing for directions on the 22<sup>nd</sup> September, 2022, which was adjourned several times, to 30<sup>th</sup> November, 2022; and

**IT IS HEREBY ORDERED THAT:**

- a. The parties shall file all documents referred to in this order with the Tribunal electronically and shall furnish the Tribunal with physical copies of the same;
- b. The Applicant is to file Skeleton Arguments and Witness Statements on or before 16<sup>th</sup> January, 2023;
- c. The Respondent is to file Skeleton Arguments and Witness Statements on or before 23<sup>rd</sup> January, 2023;
- d. There will be mutual exchange of documents.
- e. The Applicant is at liberty to call two (2) witnesses.
- f. The Respondent is at liberty to call two (2) witnesses.
- g. The estimated length of trial is one (1) day.

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

Dated this 30<sup>th</sup> day of November, A.D., 2022

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**Ingrid Cooper-Brooks**  
**Vice President**  
**Industrial Tribunal**