

**INDUSTRIAL TRIBUNAL**  
**COURT #4 SAFFREY SQUARE, EAST & BAY STREET, NEW PROVIDENCE,**  
**COMMONWEALTH OF THE BAHAMAS**

**Before**  
**MRS. SHARADA D. FERGUSON (VICE-PRESIDENT)**  
**(SITTING ALONE)**

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**DEREK GAPE**

APPLICANT

**BLUEWATER BUILDERS BAHAMAS**

RESPONDENT

**LIMITED- GTC CORPORATE SERVICES LIMITED**

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**ORDER ON DIRECTIONS**

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## **APPEARANCES**

For the Applicant

Mrs. Courtney Pearce-Hanna  
Callenders & Co.  
One Millar's Court  
Nassau, New Providence  
Bahamas.

For the Respondent

Ms. Sasha Skinner  
Parris Whittaker  
Suite 10 Seventeen Centre  
Bank Lane  
Freeport, Grand Bahama  
Bahamas.

**WHEREAS:**

- (1) By Certificate of Referral dated March 28, 2022 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 April 25, 2022 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 May 23, 2022; and
- (4) The Respondent filed the Notice of Appearance - Form D on June 8, 2022 , and that the Form E, Defence was filed on July 1, 2022; and
- (5) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on October 26, 2022 for Case Management hearing ; and
- (6) That Mrs. Courtney Pearce-Hanna appeared for the Applicant and Ms. Sasha Skinner appeared for the Respondent on October 26, 2022 for the Case Management hearing; and

**IT IS HEREBY ORDERED** by consent of the parties:

- a. That pursuant to Rule 14(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Tribunal of its own motion extends and validates the filing of the Applicant's Originating Application - Form A.
- b. That pursuant to Rule 14(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Tribunal accedes to the Respondent's application filed June 28, 2022, and extends and validates the filing of its Defence – Form E.
- c. That the Applicant will file Witness Statements, Bundle of Documents & Skeleton Arguments on or before January 12, 2023.

- d. That the Respondent will file Witness Statements, Bundle of Documents, and Skeleton Arguments on or before January 19, 2023.
- e. That the Applicant will call two (2) witnesses.
- f. That the Respondent will call five (5) witnesses.
- g. That the parties agreed to an estimated four (4) days of hearing.
- h. That the parties are at liberty to apply for an extension or variation.
- i. That there will be a mutual exchange of Bundles.

DATED THIS, October 26, 2022

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Sharada D. Ferguson  
Vice-President  
Industrial Tribunal