

INDUSTRIAL TRIBUNAL

COURT #3 SAFFREY SQUARE, EAST & BAY STREETS, NEW PROVIDENCE

COMMONWEALTH OF THE BAHAMAS

Before

Mrs. Rionda Godet Vice President

(Sitting Alone)

ALEXANDER YOUNIS

APPLICANT

VS

LA BOUGANVILLEA LTD

RESPONDENT

ORDER

Directions for Trial

APPEARANCES

Alexander Younis

Pro se

La Bouganvillea Ltd

Lennox Coleby – Attorney

WHEREAS:

- 1) By Certificate of Referral dated 11th October 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 the Originating Application Form A was sent on 24th October 2022 by Her Honour, President Indira Demeritte Francis, 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 15th November 2022; and
- 4) A copy of the Notice of Originating Application, Form C, and a Notice of Appearance, Form D, was issued to the Respondent on 16th November, 2022; and
- 5) A Notice of Appearance, Form D, was entered by the Respondent on 24th November 2022 and a Defence, Form E, was filed by the Respondent on 13th January 2023 and
- 6) Pursuant to Rule 15 (1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal, by way of Form J dated 7th March 2023, set a fixture for a Case Management Hearing for today's date; and

IT IS HEREBY ORDERED, BY CONSENT, as follows:

1. The trial of this matter shall be set down for one day;
2. The Applicant has indicated that he intends to call up to two witnesses and the Respondent has indicated that it intends to call up to two witnesses.
 - 2.1 There shall be an inspection of documents at a place and time to be agreed between the parties on or before **28th April 2023**.
 - 2.2 The Applicant shall file his Witness Statements and Skeleton Arguments no later than 4:00 p.m. on **18th May 2023** and the Respondent shall file its Witness Statements and Skeleton Arguments no later than 4:00 p.m. on **2nd June, 2023** and, upon filing, the Applicant and the Respondent shall provide a hard copy of each to the Secretary to Court No. 3 and a copy of which shall be retained for the Court's use. Should the parties have their witnesses appear in person, a second hard copy of all documents to be relied upon at the hearing hereof, shall be presented to the secretary to Court No. 3.
 - 2.3 The witness statements shall stand as evidence in chief at the trial and should any witness not attend, the witness statements will not be accepted as evidence.

3. The Applicant and the Respondent shall file an agreed Bundle of Documents with two copies to the secretary to Court No. 3 of the Tribunal no later than 4:00 p.m. on 16th June 2023.
4. The Trial of this matter is agreed between the parties to be set for 4th August 2023.

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 19th April, 2023

**Rionda Yvette Godet
Vice President
Industrial Tribunal**