

INDUSTRIAL TRIBUNAL

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

Before

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

NIKEYA CASH

APPLICANT

**MT. CARMEL PREPARATORY
ACADEMY**

RESPONDENT

ORDER ON DIRECTIONS

APPEARANCES

For the Applicant

Mr. Errol McKinney
Representative
EM & Associates
Suit 5 Colonial Hill Plaza
72 University Drive

For the Respondent

Mr. Ednel Rolle
Legal Representative
Obie Ferguson & Co.
Nassau, The Bahamas

WHEREAS:

- (1) By Certificate of Referral dated April 19, 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 28, 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 on May 10, 2022 in the Tribunal; and
- (4) A Notice of Application to the Respondent – Form C and a Notice of Appearance - Form D was sent to the Respondent on May 19, 2022; and
- (5) That a Notice of Appearance - Form D was filed on June 15, 2022 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 the February 6, 2023 for the Case Management Hearing for Directions; and
- (7) That Mr. McKinney appeared for the Applicant and Mr. Rolle appeared for the Respondent for the Case Management Hearing; and
- (8) The matter was adjourned; and
- (9) The parties returned on April 25, 2023 to complete the Case Management; and

IT IS HEREBY ORDERED by consent of the parties:

- a. That there will be no settlement pursuant to Section 60 of the Industrial Relations Act.
- b. That the Applicant will file Skeletons Witness Statements and or Submissions on or before May 11, 2023.

- c. That the Respondent filed Skeletons on February 7, 2023.
- d. That the Respondent will provide the Applicant with a copy of the employment contract.
- e. That there will be a mutual exchange of bundles.
- f. That the parties agreed to an estimated one (1) day of hearing.
- g. That the parties agreed that the Applicant will call two (2) witnesses and the Respondent will call one (1) witness.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, April 25, 2023

Indira N. Demeritte – Francis
President
Industrial Tribunal