

**INDUSTRIAL TRIBUNAL**

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

**Before**

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

**(SITTING ALONE)**

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**LUCIA NEGUILA**

**APPLICANT**

**PALM CAY DEVELOPMENT CO. LTD.**

**RESPONDENT**

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**ORDER**

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**APPEARANCES**

For the Applicant

No Appearance

For the Respondent

No Appearance

**WHEREAS:**

- (1) By Certificate of Referral dated January 25, 2023 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 February 7, 2023 to the Applicant by the Secretary to the Tribunal; and
- (3) The evidence before the Tribunal revealed that the Applicant did not file an Originating Application in accordance with Rule 3(1) of the Industrial Relations (Tribunal Procedure) Rules, 2010 having been properly served in this matter; and
- (4) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on the April 27, 2023 for the Case Management Hearing for Directions; and
- (5) A Notice of Withdrawal was filed into the Industrial Tribunal on April 26, 2023; and
- (6) On the day of the Case Management Hearing there was no appearance by or on behalf of either party; and

**THE DECISION OF THE TRIBUNAL IS AS AGREED AND THEREFORE  
IT IS SO ORDERED:**

- (7) The Trade Dispute referred to the Industrial Tribunal on January 25, 2023 is decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby Withdrawn and is Dismissed.

**AND THIS IS THE DECISION OF THIS TRIBUNAL**

DATED THIS, on April 27, 2023

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal