

INDUSTRIAL TRIBUNAL

**COURT #3 SAFFREY SQUARE, EAST & BAY STREETS, NEW PROVIDENCE
COMMONWEALTH OF THE BAHAMAS**

Before

His Honour, R. Dawson Malone Vice President (Acting)

(Sitting Alone)

CANDICE FRASER

Applicant

AND

BAHAMAS CLAIMS ASSISTANTS COMPANY LIMITED

Respondent

ORDER

APPEARANCES

For the Applicant

Ms. Candice Fraser
Pro Se

For the Respondent

Mr. Beryn Duncanson
Counsel and Managing Director of
Bahamas Claims Assistants Company

WHEREAS:

1. By Certificate of Referral dated 10 August, 2023 the Minister referred the subject Trade Dispute to the Industrial Tribunal;
2. The Applicant filed in the Industrial Tribunal an Originating Application (Form A) on the 4 October, 2023;
3. The Respondent was served with the Notice of Originating Application (Form C) on 13 October, 2023;
4. Pursuant to Rule 15 (1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal issued Call Over Notices vide the Nassau Guardian Newspaper on 8 November, 2023 and 5 March, 2023 respectively;
5. A Notice of Hearing (Form J) dated 27 February, 2024 for Case Management on the 20 March, 2024 was issued however that hearing was adjourned owing to the inability of the Respondent, who was abroad to appear remotely and therefore the hearing was adjourned;
6. A Notice of Hearing (Form J) was duly issued on 26 March, 2024 scheduling 3 April, 2024 for Case Management and, at said hearing
 - 6.1 the Respondent sought to defend the claim;
 - 6.2 the Applicant maintained her claim;
 - 6.3 consequently, directions were issued for the continuation of the matter,
 - 6.4 and the Parties were referred to settlement negotiations pursuant to section 60 of the Industrial Relations Act after hearing provisional views expressed by the Tribunal and the Parties; and
7. Subsequently, the Parties reached an accord resulting in the Applicant filing a Notice of Withdrawal (Form K) on 3 April, 2024;

ACCORDINGLY, IT IS HEREBY ORDERED THAT the Originating Application filed herein on 4 October, 2023 be and is hereby deemed dismissed, pursuant to Rule 12(1) (a) of the Industrial Relations (Tribunal Procedure) Rules.

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 3 day of April, 2024

R. Dawson Malone
Vice President (Acting)
Industrial Tribunal