

**NP2021-063**

**INDUSTRIAL TRIBUNAL**

**COURT #4 SAFFREY SQUARE, EAST & BAY STREETS, NEW  
PROVIDENCE**

**COMMONWEALTH OF THE BAHAMAS**

Before

**Ingrid Cooper-Brooks (Vice President)**

**(Sitting Alone)**

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**EMPLOYEES OF SKY BAHAMAS**

Applicants

vs.

**SKY BAHAMAS AIRLINES**

Respondent

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**UNLESS ORDER**

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**APPEARANCES**

For the Applicants

Ms. Cindy Knowles  
Labour Advocate

For the Respondent

No Appearance

1. By Certificate of Referral dated 19<sup>th</sup> February, 2021 the Minister referred the subject Trade Dispute to the Industrial Tribunal; and
2. The Applicants filed in the Industrial Tribunal an Originating Application (Form A) on the 7<sup>th</sup> April, 2021. The Respondent did not file a Defence in the matter and has never made an appearance; and
3. Pursuant to **Rule 15 (1)** of the **Industrial Relations (Tribunal Procedure) Rules 2010**, the Industrial Tribunal conducted a Call Over Hearing for directions on 28<sup>th</sup> September, 2021. The matter was adjourned to 4<sup>th</sup> October, 2021, when an Order on Directions was given.
4. Due to the Applicants' unpreparedness for Trial, for various reasons, including the non-availability of Counsel (Mr. Damian Gomez, KC), and the Applicants' failure to comply with the Order on Directions, several further adjournments followed: on 1<sup>st</sup> November, 2021; 11<sup>th</sup> - 14<sup>th</sup> October, 2022; 20<sup>th</sup> - 24<sup>th</sup> February, 2023; 13<sup>th</sup> March, 2023; 16<sup>th</sup> March, 2023, and 6<sup>th</sup> - 9<sup>th</sup> June, 2023; and
5. On 6<sup>th</sup> June, 2023, a Final Adjournment was granted to allow the Applicants opportunity to file a Bundle of Documents, including Letters of Engagement, Pay stubs, Pay slips, NIB Contributions, Work Schedules, and/or any other supporting evidence; and
6. On 15<sup>th</sup> November, 2023 the matter was again set for Case Management. Ms. Cindy Knowles, Labour Advocate, who assisted Mr. Gomez and appeared throughout these proceedings, advised the Tribunal that all of the relevant documents had been provided to their Counsel but had not yet been filed, and requested one last adjournment to resolve the issue; and
7. The Tribunal acceded to the request and ordered that unless the Applicants filed the relevant documents on or before 15<sup>th</sup> December, 2023, the case stands dismissed.

**AND THIS IS THE ORDER OF THIS TRIBUNAL**  
**Dated this 15<sup>th</sup> day of November, A.D., 2023**



**Ingrid Cooper-Brooks**  
**Vice President**  
**Industrial Tribunal**