

INDUSTRIAL DISPUTES TRIBUNAL

Dispute No.: IDT 28/2022

SETTLEMENT OF DISPUTE

BETWEEN

MAGNA MOTORS DEALERSHIP LIMITED

AND

MRS. DONNA HOSANG- SMITH

AND THE

AWARD

I.D.T. DIVISION

MRS. SHARON ANDERSON

- CHAIRMAN

MR. ERROL BECKFORD

- MEMBER

MR. CLINTON LEWIS

- MEMBER

DECEMBER 23, 2022

IDT 28/2022

INDUSTRIAL DISPUTES TRIBUNAL

AWARD

IN RESPECT OF

AN INDUSTRIAL DISPUTE

BETWEEN

**MAGNA MOTORS DEALERSHIP LIMITED
(THE COMPANY)**

AND

MRS. DONNA HOSANG- SMITH

REFERENCE:

By letter dated August 8, 2022, the Honourable Minister of Labour and Social Security, pursuant to Section 11A(1)(a)(i) of the Labour Relations and Industrial Disputes Act, 1975 (hereinafter called "the Act"), referred to the Industrial Disputes Tribunal for settlement in accordance with the following Terms of Reference, the industrial dispute described therein:-

The Terms of Reference were as follows:

"To determine and settle the dispute between Magna Motors Dealership Limited on the one hand, and Mrs. Donna HoSang- Smith on the other hand, over the termination of her Contract of Employment."



DIVISION:

The Division of the Tribunal which was selected in accordance with Section 8(2) (c) of the Act and which dealt with the matter comprised:

Mrs. Sharon Anderson	-	Chairman
Mr. Errol Beckford	-	Member
Mr. Clinton Lewis	-	Member

REPRESENTATIVES OF THE PARTIES:

The **Company** was represented by:

Ms. Ms. Debbie Ann Gordon	-	Attorney -at-Law
Ms. De-Anna Toussaint	-	Attorney-at-Law

The **Aggrieved** was represented by:

Mr. Howard Duncan	-	Industrial Relations Consultant
In attendance was:		
Mrs. Donna Hosang- Smith	-	Aggrieved Worker

SUBMISSIONS AND SITTINGS:

Briefs were submitted by the Aggrieved Representative and two (2) sittings held on September 22, 2022 and November 14th, 2022. At the 2nd sitting of the Tribunal both parties requested to go back to the local level with a view to settling the dispute. The Tribunal adjourned at approximately 11:30 a.m. to facilitate the parties' request.

REPORT TO THE TRIBUNAL:

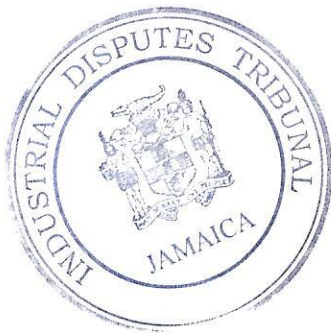
The parties at about 1:55 p.m. on November 14, 2022 verbally informed the Tribunal that they had arrived at a settlement and would formally advise the Tribunal of same. On December 12, 2022 the Tribunal received a joint letter dated November 15th 2022, signed by both parties, formally advising of the settlement agreement.



THE AWARD:

The parties arrived at a settlement as communicated in the joint letter of November 15, 2022 which is attached, and it is that settlement that was mutually agreed by the parties that constitutes the Award.

DATED THIS ^{23rd} DAY OF DECEMBER 2022.



.....
Mrs. Sharon Anderson
Deputy Chairman

.....
Mr. Errol Beckford
Member

.....
Clinton Lewis
Member

Witness:

.....
Royette Creary (Miss)
Secretary to the Division

15 November 2022

Industrial Disputes Tribunal
4 Ellesmere Road
Kingston 10

ATTENTION: MRS. MAUREEN KENNEDY

Dear Madame,

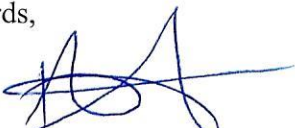
Re: Settlement of Dispute between Magna Motors Dealership Limited and Mrs. Donna Ho- Sang Smith over the Termination of her Contract of Employment

We refer to the captioned matter.

We are pleased to confirm that the subject matter is withdrawn as the dispute was settled on 14 November 2022, on terms mutually agreed by parties.

We must thank you for your usual assistance.

Regards,



Donna Ho- Sang Smith



Magna Motors Dealership Limited

