



# TRINIDAD AND TOBAGO GAZETTE (EXTRAORDINARY)

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No. 231

2471

REPUBLIC OF TRINIDAD AND TOBAGO

INJUNCTION—ILLEGAL INDUSTRIAL ACTION

IN THE INDUSTRIAL COURT

No. A3 of 2000.

In the Matter of

THE INDUSTRIAL RELATIONS ACT, CHAP. 88:01

And

In the Matter of

AN APPLICATION BY THE HONOURABLE MINISTER OF LABOUR AND CO-OPERATIVES FOR AN INJUNCTION  
(Under section 65 and/or section 7(1) of the Industrial Relations Act, Chap. 88:01)

Between

THE HONOURABLE MINISTER OF LABOUR AND CO-OPERATIVES—Party No. 1

And

THE PUBLIC SERVICES ASSOCIATION OF TRINIDAD AND TOBAGO—Party No. 2  
(otherwise known as *The Public Services Association*)

*Ex-Parte*

In Chambers:

Dated this 16th day of November, 2000

Entered this 16th day of November, 2000

Before HIS HONOUR MR. ADDISON M. KHAN, *President*

*Appearances:*

MR. SEENATH JAIRAM, s.c., leading Mr. HENLEY WOODING of Counsel Instructed by Ms. NAVISHA DEBIDEN for Party No. 1

UPON APPLICATION for an Injunction this day made unto this Court by Senior Counsel for Party No. 1.

The above-mentioned Application having been heard by this Honourable Court on the 16th day of November, 2000 leave having been granted to file all documents herein.

*Upon reading* the Notice filed herein on the 16th day of November, 2000.

*And upon Reading* the Affidavit of Louis McShine filed herein on the 16th day of November, 2000 together with the exhibits thereto.

2471—Continued

## INJUNCTION -ILLEGAL INDUSTRIAL ACTION—CONTINUED

*And upon Mature Consideration and Deliberation it is Ordered that:*

(1) The Public Services Association of Trinidad and Tobago, otherwise known as The Public Services Association (hereinafter referred to as "the Public Services Association of Trinidad and Tobago") by its President, Secretary/Treasurer, officers, servants, workmen and/or agents and/or its members employed with the Water and Sewerage Authority (hereinafter referred to as "the Authority") or any of them or howsoever otherwise who are engaged in industrial action, having regard to the national interest, be restrained from taking and/or continuing to take industrial action.

(2) The said Public Services Association of Trinidad and Tobago by its President, Secretary/Treasurer, officers, servants, workmen and/or agents and/or its members employed with the Authority who are engaged in industrial action be and are hereby enjoined from taking and/or continuing such industrial action.

(3) All the workers or employees of the Authority and/or members of the said Public Services Association of Trinidad and Tobago shall not take part in any industrial action in accordance with section 67(2) of the Industrial Relations Act, Chap. 88:01.

(4) The Order made herein is without prejudice to the Authority's rights under section 63(1)(c) of the Industrial Relations Act, Chap. 88:01 in relation to all the workers who are at present engaged in industrial action.

(5) Pursuant to section 65(2)(b) of the Industrial Relations Act, Chap. 88:01 the matter/trade dispute between the Authority and the said Public Services Association of Trinidad and Tobago shall be deemed to have been referred to the Court by the parties thereto, namely, the Authority and the said Public Services Association of Trinidad and Tobago.

*And it is also Ordered* that leave be and the same is hereby granted to serve a copy of the said affidavit of Louis McShine filed herein on the 16th day of November, 2000 together with a copy of this Order on the Public Services Association of Trinidad and Tobago with liberty to Party No. 1 to serve such other person or persons as Party No. 1 may deem fit.

*And it is further Ordered* that this Order be published once in the *Trinidad and Tobago Gazette* and once in two (2) daily newspapers circulating in Trinidad and Tobago.

*Variation and Discharge of the Order:*

*And it is further Ordered* that the Public Services Association of Trinidad and Tobago may apply to this Court at any time to vary or discharge this Order (or so much of it as affects the Public Services Association of Trinidad and Tobago) on condition that should the Public Services Association of Trinidad and Tobago wish to do so it must first give at least 48 hours notice (Saturdays and Sundays and Public Holidays being excluded for the computation of time) to the Attorney-at-law for Party No. 1.

*Name and Address of the Attorney-at-law for Party No. 1:*

The Attorney-at-law on record for Party No. 1 is Ms. Navisha Debideen of "Victoria Chambers", 24, Victoria Square West, Port-of-Spain whose address for service is the same.

*And it is further Ordered* that a penal clause be endorsed hereon as shown below.

H. SOVEROLL  
*Registrar, Industrial Court*

*Note.*—If you the within named The Public Services Association of Trinidad and Tobago otherwise known as The Public Services Association whether by its President, Secretary/Treasurer, officers, servants, workmen and/or agents and/or its members employed with the Water and Sewerage Authority disobey this Order you will be liable to process of execution for the purpose of compelling you to obey the same.