CIVIL SERVICE ARBITRATION TRIBUNAL

In the matter of the Industrial disputes between:

The Union of Customs & Excise Officers
and
Government of Mauritius

A joint motion has been made to the effect that, in the light of recent developments in the Civil Service, the question relating to the quantum of salaries be referred back to the Committee which has already submitted a report to the Tribunal.

The Tribunal has agreed that the matter be referred back to the Committee as requested.

Parties have further requested that in the meantime the salaries originally proposed by the Committee be made effective on an interim basis and at a date to be determined by the Tribunal.

The original claim of the Staff Side is that the effective date should be September 1977 i.e. the date of the report of the dispute. The Official Side's stand is that any award of this nature should be effective as close as possible to the date of the award, but has left the matter in the hands of the Tribunal to find a reasonable effective date.

There is merit in both submissions, and the Tribunal has, as a matter of facts, stated in previous cases that when there is a salary revision the effective date of such a revision should not be too far from the date of an award. The Tribunal is however aware of the special circumstances surrounding this case including the fact that for reasons independent of the will of everybody there was unavoidable delay. The Tribunal finds that, exceptionally, the effective date of this interim award should be April 1st 1978 and the Tribunal therefore awards that the salaries of Customs Officers recommended by the ad hoc Committee in its original report be effective as from April 1st 1978.

C. CONCLUSION

The Tribunal thanks the parties and their Counsel for their cooperation and hopes that this matter will soon find its proper solution.

L. J. VALLET
President

D. SOOPRAMANIEN
Assessor

C. YIP TONG
Assessor

1st June, 1979