

EMPLOYMENT RELATIONS TRIBUNAL

ERT/RN 08/14

ORDER

Before:

Rashid Hossen	-	President
Ramprakash Ramkissen	-	Member
Jay Komarduth Hurry	-	Member
Triboohun Raj Gunnoo	-	Member

In the matter of:-

Port Louis Maritime Employees Association

(Applicant)

And

Cargo Handling Corporation Limited

(Respondent)

In presence of:

- (1) Port Louis Harbour and Docks Workers Union**
- (2) The Maritime Transport and Port Employees Union**
- (3) Docks and Wharves Staff Employees Association**
- (4) Stevedoring and Marine Staff Employees' Association**

(Co-Respondents)

This is an application made by the Port Louis Maritime Employees Association (PLMEA) pursuant to **Section 38** of the **Employment Relations Act 2008 (as amended)**. The application is for an Order for sole recognition of the trade union.

A secret ballot exercise was organized and supervised by the Tribunal on the 5th and 6th of March 2014 at the seat of the Cargo Handling Corporation Limited. Out of a total number of 1,352 employees in the relevant bargaining unit as agreed by parties, 1,259 employees participated in the balloting exercise. 499 employees voted for the **Groupe Syndicale (Port Louis Harbour and Docks Workers Union, The Maritime Transport and Port Employees Union, Docks and Wharves Staff Employees Association, Stevedoring and Marine Staff Employees' Association)**, 742 employees voted for the **Port Louis Maritime Employees Association (PLMEA)** and 18 bulletins were declared void. On the total number of employees in the bargaining unit (i.e. irrespective of abstention) the Groupe Syndicale thus received the support of 39.6% of the employees and the PLMEA received the support of 54.9% of the workers.

The Tribunal therefore orders that the PLMEA be recognized as the sole bargaining agent to represent the workers in the bargaining unit comprising of manual employees and staff employees excluding top management at the Cargo Handling Corporation Limited.

The Applicant and the Respondent shall thus meet at such time and on such occasions, as the circumstances may reasonably require, for the purposes of collective bargaining.

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(Sd)Rashid Hossen
(President)

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(Sd)Ramprakash Ramkissen
(Member)

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(Sd)Jay Komarduth Hurry
(Member)

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(Sd)Triboohun Raj Gunnoo
(Member)

Date: 7 March 2014