

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Preliminary Meeting @ 1:00 p.m

ERT/RN 02/19

PRIVATE SECTOR EMPLOYEES UNION

AND

MAURITIUS FREEPORT DEVELOPMENT CO. LTD

I.P.O: PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION (PLMEA)

Order for Recognition

Preliminary Meeting @ 1:00 p.m

ERT/RN 03/19

PRIVATE SECTOR EMPLOYEES UNION

AND

FROID DES MASCAREIGNES LTD

Order for Recognition

Preliminary Meeting @ 1:00 p.m

ERT/RN 04/19

MR MAHENDRANATH RAMBAJAN

AND

INFORMATION AND COMMUNICATION TECHNOLOGIES AUTHORITY

Labour dispute

Preliminary Meeting @ 1:00 p.m

ERT/RN 05/19

MR DEWANAND RAMBOCUS

AND

BEACH CASINOS LTD

I.P.O: STATE INVESTMENT CORPORATION MANAGEMENT SERVICES CO. LTD

Labour dispute

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m

ERT/RN 161/18

AIRPORTS OF MAURITIUS LTD EMPLOYEES UNION

AND

THE AIRPORTS TERMINAL OPERATION LTD

Mr Y. Lutchmeenaraidoo, Counsel

Respondent to take a stand

Mention @ 1:00 p.m.

Decision:

ERT/RN 61/18

MR JEAN HUGUES NOLAN JAGESUR

AND

CARGO HANDLING CORPORATION

I.P.O: (1) MR PRAKASH GOPAUL

(2) MR PATRICE EDWARD ALDO PICOT

(3) MR ASVIN MAHADEW

(4) MR RATTAN CHETHAK

(5) MR SHIV SHANAND SUNKUR

(6) MR JEAN CHRISTEL GENAVE

(7) MR ASHVIN JIBNA

(8) MR ANOOP SHARMA MAHADOO

(9) MR SHREE RAJVEERSINGH HUNGSRAZ

(10) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel
Mr T. Dabycharun, Counsel

Mr J.Gujadhur, Senior Attorney
Mr A.Ramdass, Counsel
Mrs Y. Leckram-Baungally, Attorney

Mr A. Sayed-Hossen, Counsel
Mr V. Reddi, Counsel
Ms J. Somar, Counsel
Ms P. Luchmun, Counsel

***Co-Respondents Nos 8, 9 and
10 to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 103/18

MR DEVA PILLAY CHELVANAIGUM

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MS LOUIS NICOLE RAMSAMY

(2) MR GUY MARTIN

(3) MR JOCELYN ARMELIO AH-LAYE

(4) MR PARMENDRA DEELJORE

(5) MR ROODRASINGH BHUJUN

(6) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel

Mr V.Reddi, Counsel

Mrs Y. Leckram-Baungally, Attorney

Ms J. Somar, Counsel

Mr J. Gujadhur, Senior Attorney

Mr A. Sayed-Hossen, Counsel

***Co-Respondent No 6
to be put out of cause***

***Disputant & Respondent
to take a stand***

Mention @ 1:00 p.m.

Decision:

ERT/RN 104/18

MR EMMANUEL JAUFFRAY VAILLANT

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MR MAMODE SALIM MALLECK HOSSEN

(2) MR TERASEN MARDAYMOOTOO

(3) MR MRINAL BHIKARI

(4) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel

Mr J. Gujadhur, Senior Attorney

Mr A. Sayed-Hossen, Counsel

Mrs Y. Leckram-Baungally, Attorney

Mr V. Reddi, Counsel

Ms J. Somar, Counsel

***Co-Respondent No 4 to
to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 105/18

MR RANJIT SAULICK

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MR PRAKASH GOPAUL

(2) MR PATRICE EDWARD ALDO PICOT

(3) MR ASVIN MAHADEW

(4) MR RATTAN CHETHAK

(5) MR SHIV SHANAND SUNKUR

(6) MR JEAN CHRISTEL GENAVE

(7) MR ASHVIN JIBNA

(8) MR ANOOP SHARMA MAHADOO

(9) MR SHREE RAJVEERSINGH HUNGSRAZ

(10) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel

Mr J. Gujadhur, Senior Attorney

Mrs Y. Leckram-Baungally, Attorney

Mr V. Reddi, Counsel

Ms J. Somar, Counsel

Ms P. Luchmun, Counsel

Mr A. Sayed-Hossen, Counsel

***Co-Respondents Nos 9 and 10
to be put out of cause***

***Respondent to take a
stand on Nos 8 & 9***

***Disputant & Respondent
to take a stand on No. 10***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 106/18

MR AJAGHEN SUNJEVEE

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MR PRAKASH GOPAUL

(2) MR PATRICE EDWARD ALDO PICOT

(3) MR ASVIN MAHADEW

(4) MR RATTAN CHETHAK

(5) MR SHIV SHANAND SUNKUR

(6) MR JEAN CRISTEL GENAVE

(7) MR ASHVIN JIBNA

(8) MR ANOOP SHARMA MAHADOO

(9) MR SHREE RAJVEERSINGH HUNGSRAZ

(10) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel

Mr J. Gujadhur, Senior Attorney

Mrs Y. Leckram-Baungally, Attorney

Ms P. Luchmun, Counsel

Mr A. Sayed- Hossen, Counsel

Mr V. Reddi, Counsel

Ms J. Somar, Counsel

***Co-Respondents Nos 8, 9 and
10 to be put out of cause***

***Disputant & Respondent
to take a stand respectively***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 107/18

MR RAMRAJ HURKHOO

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MR RENE GILBERT BRUNO STEEVE FRIVET

(2) MR JEAN CLAUDE JOSIAN JOMAIN

(3) MR EDDY CLAREL JUSTIN

(4) MR PIERRE STEEVE HENRIETTE

(5) MR JOSIAN DENIS

(6) MR MOHAMMUD ISMET ALLADEEN

(7) MR NANDKISHORE RAMCHURRUN

(8) MR DHANRAJ TREEBHOWON

(9) MR DINESH MATADIN

(10) MR FREDERIC FRANCOIS

(11) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel
Mr J. Gujadhur, Senior Attorney
Mrs Y. Leckram-Baungally, Attorney

Mr A. Sayed-Hossen, Counsel
Mr V.Reddi, Counsel
Ms J. Somar, Counsel

***Co-Respondent No.11
to to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 108/18

MR LECKRAZ BISNAUTHSING

AND

CARGO HANDLING CORPORATION LTD

- I.P.O:** (1) **MR RENE GILBERT BRUNO STEEVE FRIVET**
(2) **MR JEAN CLAUDE JOSIAN JOMAIN**
(3) **MR EDDY CLAREL JUSTIN**
(4) **MR PIERRE STEEVE HENRIETTE**
(5) **MR JOSIAN DENIS**
(6) **MR MOHAMMUD ISMET ALLADEEN**
(7) **MR NANDKISHORE RAMCHURRUN**
(8) **MR DHANRAJ TREEBHOWON**
(9) **MR DINESH MATADIN**
(10) **MR FREDERIC FRANCOIS**
(11) **MR RAMRAJ HURKHOO**
(12) **MR BHAYE MONTASE FOKER MOHAMUD**
(13) **THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION**

Mr D. Ramano, Counsel

Mr J. Gujadhur, Senior Attorney
Mrs Y. Leckram-Baungally, Attorney

Mr V. Reddi, Counsel
Mr A. Sayed-Hossen, Counsel
Ms J. Somar, Counsel

***Co-Respondent No.11
to file Statement of Case***

***Co-Respondent No.13
to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 109/18

MR MADUN SOORAJEE

AND

CARGO HANDLING CORPORATION LTD

- I.P.O:** (1) MR DHARMARAJEN THANDROYEN
(2) MR PARVESH DIGUMBER
(3) MR NEETANANDEO GOKHOO
(4) MR MEE JEAN PIERRE
(5) MR LOUIS JOCELYN PECHEUR
(6) MR RAJESH BISSESSUR
(7) MR CLAUDE LAVAL RETOURNEE
(8) MR JEAN PATRICK STEVE MOORJEE
(9) MR JEAN NORMAN DARICE JULIE
(10) MR JAIRAJ DOOKHEE
(11) MR FRANCISCO TONYNO MARIETTE
(12) MR WILL DAVY STEPHEN
(13) MR RAMNARAIN SOONUT
(14) MR JOSEPH ANTOINE ZAMEER
(15) MR JEAN CLAUDIO RICHARD RAVAT
(16) MR CHETANAND FOKKERAH
(17) MR VISHAL SUNKUR
(18) MR JEINSINGH DOMEI
(19) MR JOSEPH ROBERT THIERRY ROUSSETY
(20) MR BACHAN AJODAH
(21) MR PHAGOORAM HOOKOOM
(22) MR KISHAN MUDHOO
(23) MR NOOR MOHAMMAD HOSSEN
(24) THE PORT LOUIS MARITIME EMPLOYEES ASSOCIATION (PLMEA)

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel
Mr J. Gujadhur, Senior Attorney
Mrs Y. Leckram-Baungally, Attorney

Mr A. Sayed-Hossen, Counsel

***Co-Respondents Nos.1 to 23
to file Statement of Case***

***Co-Respondent No.24
to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 110/18

MR MOORGEN RAMASSAMY

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MR DHARMARAJEN THANDROYEN
(2) MR PARVESH DIGUMBER
(3) MR NEETANANDEO GOKHOOL
(4) MR MEE JEAN PIERRE
(5) MR LOUIS JOCELYN PECHEUR
(6) MR RAJESH BISSESSUR
(7) MR CLAUDE LAVAL RETOURNEE
(8) MR JEAN PATRICK STEVE MOORJEE
(9) MR JEAN NORMAN DARICE JULIE
(10) MR JAIRAJ DOOKHEE
(11) MR FRANCISCO TONYNO MARIETTE
(12) MR WILL DAVY STEPHEN
(13) MR RAMNARAIN SOONUT
(14) MR JOSEPH ANTOINE ZAMEER
(15) MR JEAN CLAUDIO RICHARD RAVAT
(16) MR CHETANAND FOKKERAH
(17) MR VISHAL SUNKUR
(18) MR JEINSINGH DOMEI
(19) MR JOSEPH ROBERT THIERRY ROUSSEY
(20) MR BACHAN AJODAH
(21) MR PHAGOORAM HOOKOOM
(22) MR KISHAN MUDHOO
(23) MR NOOR MOHAMMAD HOSSEN
(24) THE PORT LOUIS MARITIME EMPLOYEES ASSOCIATION (PLMEA)

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel
Mr J. Gujadhur, Senior Attorney
Mrs Y. Leckram-Baungally, Attorney

Mr A. Sayed-Hossen, Counsel

***Co-Respondents Nos.1 to 23
to file Statement of Case***

***Co-Respondent No.24
to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

ERT/RN 111/18

MR MAHENDRA MAYBABEE

AND

CARGO HANDLING CORPORATION LTD

I.P.O: (1) MR ABDOOL QAYYOOM NAUYECK
(2) MR LOUIS GINO BERTY KIRSLEY STE MARIE
(3) MR WESTLEY BETCHEN
(4) MR SACHIN DEV MOONEWA
(5) MR MAHMUD FIRDOSS ELAHEE
(6) MR GEORGES STEWART ROBERTSON
(7) MR LOUIS JOHN CURTIS MARCELIN
(8) MR IROY FRANCO BELLEROSE
(9) MR GEORGE DIDIER DESIRE EVARISTE
(10) MR KENNY NARAINSAMY RAMEN
(11) MR DON ERIC JULIO VERLOPE
(12) MR DEEPAK DAUHO
(13) MR JULIEN VICTOR SONAHEE
(14) MR SANIL BOONEANY
(15) MR MOHAMAD ZAMIR MAHAMOODALLY
(16) MR ABDOOL AZIZE IBNE SOLEIMAN AZA
(17) MR SHAKIL BAULUM
(18) MR DHANSAM MAHADOO
(19) MR JOSEPH PATRICK DESIRE
(20) MR NADENSAMY MARDAYMOOTO
(21) MR MARIO DIDIER FOUQUET
(22) DESIRE PATRICK MODELAR
(23) MR JEAN MARC CHERY
(24) MR LOUIS DJOHUN ROBERTSON
(25) MR JOSIAN DANY JOSEPH
(26) MR JEAN NOEL CLENFORD SARDES
(27) MR DAPHNE NICHOLAS JASMIN
(28) MR THESY JOVANY LABOUR
(29) MR RISHIKESH MAHADNAC
(30) MR JEAN LINDSAY EDDY FRANCOIS
(31) THE PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

Mr D. Ramano, Counsel

Mr A. Ramdass, Counsel

Mr J. Gujadhur, Senior Attorney

Mrs Y. Leckram-Baungally, Attorney

Mr A. Sayed-Hossen, Counsel

Mr V. Reddi, Counsel

Ms J. Somar, Counsel

***Co-Respondents Nos.1 to 31
to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1.00 p.m

Decision:

ERT/RN 112/18

MR JEAN ERIC SOONIL RAMDHUN

AND

CARGO HANDLING CORPORATION LTD

I.P.O : (1) PORT LOUIS MARITIME EMPLOYEES ASSOCIATION

(2) MR ALAIN EDOUARD

(3) MR GINO MICHAEL DUVAL

(4) MR MAGHEN SUNJEVEE

(5) MR DARIO STEEVE LAGUETTE

Mr A. Ramdass, Counsel
Mr J. Gujadhur, Senior Attorney
Mrs Y. Leckram-Baungally, Attorney

Mr A. Sayed-Hossen, Counsel

***Co-Respondents No 1
to be put out of cause***

***Disputant & Respondent
to take a stand***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Tuesday 29 January 2019

Mention @ 1:00 p.m.

Decision:

Consolidated Cases

ERT/RN 95/18

MR ANDRE HEROLD VERNIS

AND

CARGO HANDLING CORPORATION LIMITED

ERT/RN 96/18

MR RICARDO DESIRE DONNY BOT

AND

CARGO HANDLING CORPORATION LIMITED

ERT/RN 97/18

MR PAUL REX ALEXANDER ALLAGHEN

AND

CARGO HANDLING CORPORATION LIMITED

ERT/RN 98/18

MR CHRISTIAN JOEFFRER CHUNG KOO YUK

AND

CARGO HANDLING CORPORATION LIMITED

ERT/RN 99/18

MR SAMEER ENAYATE MOORADUN

AND

CARGO HANDLING CORPORATION LIMITED

I.P.O: (1) PORT-LOUIS MARITIME EMPLOYEES ASSOCIATION

(2) ELISA LEE VALERIO

(3) RIVET JEAN GIANI CARLETTO

(4) PETRONILLE LOUIS STEEVEN

(5) CHETTY NORANI

(6) BAMMA VISHAL SINGH

(7) JOLY HENSLEY MICHAEL

(8) MARIE THIERRY PRISLEY

(9) FRANCOIS MICHAEL JOE

(10) PERRINE MARIO

Mr. N. Poonisamy, Counsel
Mrs D.Mohabeer, Attorney

Mr A.Ramdass, Counsel
Mr J. Gujadhur, Senior Attorney
Mrs Y. Leckram-Baungally, Attorney

***Common dates for
Argument***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE I. Sivaramen, Vice-President

TRIBUNAL NO. 2

Tuesday 29 January 2019

Hearing @ 01:00 p.m.

Decision:

Member: Ms. L. Lactive

Member: Mr. R. Gungoo

Member : Mr. P. Burosee

ERT/RN 01/19

SYNDICAT DES TRAVAILLEURS DES ETABLISSEMENT PRIVES

AND

ATICS LTD

Mr B. Ramdenee, Counsel

Mr A. Sookhoo, Counsel

***Failure to comply with
a Procedure Agreement***

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE R. Hossen, President

TRIBUNAL NO. 1

Wednesday 30 January 2019

Hearing @ 01:00 p.m.

Decision:

Member: Mr. V. Mohit

Member: Mr. R. Gungoo

Member : Mr. G. Gokhool

CONSOLIDATED CASES

ERT/RN 94/17

MRS ROOKCHANA JEWAN-DOOLUB

AND

CENTRAL ELECTRICITY BOARD

ERT/RN 95/17

Mr DANAPERMAL VENCATACHELLUM

AND

CENTRAL ELECTRICITY BOARD

ERT/RN 96/17

Mr MOHAMED MOUSSA EMAMBOCUS

AND

CENTRAL ELECTRICITY BOARD

Mr D. Ramano, Counsel

Mr K. Colunday, Counsel

Labour Dispute

EMPLOYMENT RELATIONS TRIBUNAL

BEFORE S. Janhangeer, Vice-President

TRIBUNAL NO. 2

Thursday 31 January 2019

Hearing @ 01:00 p.m.

Decision:

Member: Mr. R. Hossenbaccus

Member: Mrs. K. Veerapen

Member : Mr C. Fanchette

ERT/RN 42/17

MR ALAIN GAETAN SYLVIO ARTHUR

AND

RIGHTS MANAGEMENT SOCIETY

I.P.O: PAY RESEARCH BUREAU

Mr J. Moirt, Counsel

Mr R. Daureeawo, SC
Ms N. Sakauloo, Counsel

Labour dispute