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Thursday, 06 November 2014

MEIBC AND NEASA COURT CASE

NEASA has launched an urgent application at the Labour Court to prevent the MEIBC from making a lawful submission to the Minister of Labour to extend the Main Collective Agreement.

We believe that NEASA has very little prospects of success and is attempting to subvert the powers provided to the Minister of Labour to consider such applications.

We have every confidence in the Minister of Labour and the courts to make decisions that are sound and fair.

In the event that the agreement is extended, any party and non-party bound by the agreement will be given sufficient and fair opportunity to apply for an exemption. This process is legitimate and will ensure that no person or party is prejudiced.

The application brought by NEASA was supposed to be heard on 4 November 2014, but was postponed on agreement between the parties and the Judge to 14 November 2014. This allows the judge sufficient opportunity to peruse the myriad of documentation.

The MEIBC has in the spirit of good faith undertaken not to submit a Section 32 application to the Minister until the court finalises its decision on this application. This we believe is prudent as it ensures finality and certainty in the matter. We must emphasise that on 4 November 2014 the court has not interdicted the MEIBC or its General Secretary from fulfilling its functions. We request you to act diligently and not submit to any misleading information spewed by certain role players to create confusion and instability in the Industry.

The MEIBC, NUMSA, CEPWAWU, UASA, SAEWA, MEWUSA and SEIFSA on behalf of its Associations will do all that is possible to ensure stability, certainty and fair labour practices in the industry.

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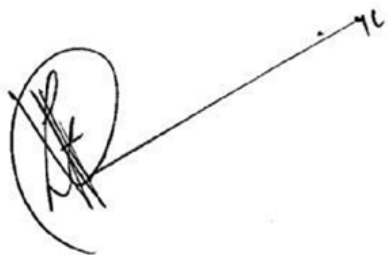
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We are aware that there has been confusion created in the Industry as a consequence of one sided media reporting promoting the cause of NEASA. We urge you to contact the office of the General Secretary to clarify any matters that you are unsure about.

A handwritten signature in black ink, consisting of a large, stylized initial 'T' followed by several vertical strokes, all enclosed within a circular scribble. A long, thin line extends from the right side of the signature towards the top right of the page.

Thulani Mthiyane
General Secretary