

RESOLUTION NO 9 OF 2003

DISESTABLISHMENT OF DEPARTMENTAL AND PROVINCIAL BARGAINING COUNCILS, ESTABLISHMENT OF PROVINCIAL CO-ORDINATING CHAMBERS OF THE PSCBC AND GUIDELINES ON ESTABLISHMENT OF CHAMBERS OF SECTORAL BARGAINING COUNCILS

1. Noting that the PSCBC in terms of Section 37(1)(b) of the *Labour Relations Act* 1995, has the power to disestablish bargaining councils in the public service in accordance with its constitution and by resolution of Council.
2. Therefore, the Council resolves that –
 - (a) all provincial and departmental bargaining councils in the public service be disestablished;
 - (b) provincial co-ordinating chambers of the PSCBC be established as per Annexure A; and
 - (c) the guidelines on the establishment of chambers of sectoral bargaining councils as per Annexure B, be adopted and forwarded to sectoral bargaining councils.

3. This agreement binds:
 - (a) the employer;
 - (b) the employees of the employer who are members of the trade union parties to this agreement; and
 - (c) the employees of the employer who are not members of any trade union party to this agreement, but who fall within the registered scope of Council.
4. This agreement shall come into effect –
 - (a) for a specific sector (where applicable), in respect of the councils referred to in paragraph 2(a), on the date on which the relevant sectoral bargaining council resolves to establish chambers within its area of jurisdiction.
 - (b) in respect of paragraphs 2(b) and 2(c), on the date of signing of the agreement;
5. If there is a dispute about the interpretation or application of this agreement any party may refer the matter to the Council for resolution in terms of the dispute resolution procedure of the Council.
6. The Council will monitor the implementation of this agreement.

THIS DONE AND SIGNED AT PRETORIA OF THIS 4th DAY OF December 2003.

ON BEHALF OF THE EMPLOYER PARTY

	Name	Signature
State as Employer	KENNY GOVENDER	<i>Kenny Govender</i>

ON BEHALF OF TRADE UNION PARTIES

Trade Union	Name	Signature
DENOSA		
HOSPERSA/ NUPSAW	M. Rothballe	<i>M. Rothballe</i>
NAPTOSA	H. Hendricks	<i>H. Hendricks</i>
NEHAWU		
POPCRU		
PSA	HN DE CLERCK	<i>HN de Clerck</i>
SADTU	Edwin M. Pillay	<i>Edwin M. Pillay</i>
SAPU		