

**NOTICE 1545 OF 2009****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****APPLICATION FOR VARIATION OF REGISTERED SCOPE OF A BARGAINING COUNCIL**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, in terms of section 58(1) of the Labour Relations Act, 1995, give notice that an application for the variation of its registered scope has been received from the **Hairdressing and Cosmetology Bargaining Council, (KwaZulu-Natal)**

Particulars of the application are reflected in the subjoined table.

Any person may object to the application on any or all of the following grounds:

- (a) The applicant has not complied with the provisions of section 29 of the Act, read with the changes required by the context;
- (b) the sector and area in respect of which application is made is not appropriate; and
- (c) the applicant is not sufficiently representative in the sector and area in respect of which application is made.

Any person who objects must lodge his/her written objection with me, c/o the Department of Labour, Laboria House, 215 Schoeman Street, Pretoria (postal address: Private Bag X117, Pretoria, 0001), within 30 days of the date of this notice. A copy of the objection must be

served on the applicant within the said period and I must be satisfied that a copy of the objection has been served on the applicant.

The applicant may respond to the objection within 14 days of the expiry of the 30-day period mentioned above and must satisfy me that a copy of the response has been served on the person who objected within the 14-day period.

### **TABLE**

#### **Name of bargaining council:**

Hairdressing and Cosmetology Bargaining Council (KwaZulu Natal)

#### **Address bargaining council:**

8 Chelmsford Road  
Berea  
DURBAN  
4001

P.O. Box 2182  
DURBAN  
4000

Tel 031 201 1193/5  
Fax 031 201 1231

#### **Date on which application was lodged:**

28 September 2009

#### **Intention of the application**

The intention of the application is to increase the area of scope of the Council by addition of the Magisterial District of Pinetown. The Council also wishes to remove the phrase "*excluding those arrears falling within the selfgoverning territory of Kwa Zulu*" from the definition of its area of scope.

#### **Interest in respect of which the application is made**

Hairdressing Trade in the Magisterial District of Durban, Inanda and Pinetown.

For the purpose hereof-

"Hairdressing Trade" means the trade in which employers and employees are associated for the purpose of rendering cosmetological services in any hairdressing salon:

"cosmetological services" means any one or more or a combination of the practices generally and usually performed by and known as the profession of beauty culturists or cosmeticians or cosmetologists or hairdressers, and includes but is not limited to the following operations:

- (1) Hair arranging, hairdressing, haircutting, highlighting, shaving, curling, cleaning, singeing, tinting, straightening, styling, waving (permanent, Marcel or water), or any other treatment of the hair of the head or the face; or
- (2) the massage or other stimulative treatment or exercise of the face, scalp or neck; or
- (3) manicuring of the nails, eyebrow plucking, boardwork, trichological treatment or beauty culture; or
- (4) performing any operation referred to in (1) on any wig or hairpiece to be worn by any person, whether or not any apparatus, appliance, preparation or substance is used in any of these operations;

"hairdressing salon" means any premises in which cosmetological services are rendered to either males or females or both males and females together.

**Sector and area(s) in respect of which registration is held:**

Hairdressing Trade in the Magisterial District of Durban and Inanda, excluding those areas falling within the selfgoverning territory of Kwa Zulu.

For the purposes hereof -

"Hairdressing Trade" means the trade in which employers and employees are associated for the purpose of rendering cosmetological services in any hairdressing salon:

"cosmetological services" means any one or more or a combination of the practices generally and usually performed by and known as the profession of beauty culturists or cosmeticians or cosmetologists or hairdressers, and includes but is not limited to the following operations:

- (1) Hair arranging, hairdressing, haircutting, highlighting, shaving, curling, cleaning, singeing, tinting, straightening, styling, waving (permanent, Marcel or water), or any other treatment of the hair of the head or the face; or
- (2) the massage or other stimulative treatment or exercise of the face, scalp or neck; or

(3) manicuring of the nails, eyebrow plucking, boardwork, trichological treatment or beauty culture; or

(4) performing any operation referred to in (1) on any wig or hairpiece to be worn by any person, whether or not any apparatus, appliance, preparation or substance is used in any of these operations;

"hairdressing salon" means any premises in which cosmetological services are rendered to either males or females or both males and females together.

**Representativeness of the Council:**

Total number of employees falling within the new scope of the Council and who belong to the trade unions which are party to the Council:

37

Total number of employers falling within the new scope of the Council and who belong to the employers' organisations which are party to the Council:

5

Total number of employees employed within the new scope of the Council by the employers who belong to the employers' organisations which are party to the Council:

37

Total number of the employers within the new scope of the Council:

35

Total number of the employees employed within the new scope of the Council:

70

Date..... 2009 -11- 18 .....

**J. T. CROUSE**

**REGISTRAR OF LABOUR RELATIONS**