

NOTICE 660 OF 2011**DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****APPLICATION FOR REGISTRATION OF A BARGAINING COUNCIL**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, in terms of Section 29(3) of the Labour Relations Act, 1995, give notice that an application for registration as a bargaining council has been received from the **Bargaining Council for the Civil Engineering Industry**.

Particulars of the application are reflected in the sub-joined 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;
- (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:**

Bargaining Council for the Civil Engineering Industry

Date on which application was lodged:

4 May 2011

Sector and area in respect of which applicant is made

The Civil Engineering Industry, as defined hereunder, in the Republic of South Africa.

“Civil Engineering Industry” means the industry in which employers (other than local authorities) and employees are associated for the purposes of carrying out work of civil engineering character and includes such work in connection with any one or more of the following activities:

- a. The construction of aerodrome runways or aprons; aqueducts, bins or bunkers; bridges, cable ducts, caissons; rafts or other marine structures; canals, cooling, water or other towers; dams; docks; harbours; quays or wharves; earthworks; encasements; housing or supports for plant, machinery or equipment; factory or works chimneys; filter beds; land or sea defence works; mine headgears; pipelines; piers; railways; reservoirs; river works; roads or streets; sewerage works; sewers; shafts or tunnels; silos; sports fields or grounds; swimming baths; viaducts or water treatment plants; and/or
- b. Excavation and bulk earthworks; bush clearing and de-stumping; topsoil stripping; drilling and blasting; preparation of bench areas, drilling pre-split holes, blasting and or cast-blasting; secondary blasting; loading, hauling and dumping of mineralized and or waste material to waste dumps or processing plant feed (ROM pad) stockpiles; production dozing of top-soil, inter-burden or waste material; pumping and dewatering of storm and or contaminated

water, construction and maintenance of; access and haul roads; ramps; waste and processing plant feed (ROM pad) areas; safety beams; high-walls; benches; storm water systems, catch drains, bund walls, surge dams; trimming, scaling or chain dragging of batters, heap-leach pads, tailings dams; dust suppression of loading areas, haul roads and dumping areas; rehabilitation of earth work areas or waste dumps; topsoil spreading, hydro-seeding and watering; and/or

- c. Excavation work or the construction of foundations, lift shafts, piling, retainings, stairwells, underground parking garages or other underground structures; and/or
- d. The asphaltting, concreting, gravelling, leveling or paving of parking areas, pavements, roads, streets, aerodrome runways or aprons, premises or sites;

and further includes-

- e. Any work of a similar nature or work incidental to or consequent on any of the afore-said activities; and/or
- f. the making, repairing, checking or overhauling of tools, vehicles, plant, machinery or equipment in workshops which are conducted by employers engaged in any of the activities referred to in sub-clauses (a) to (f) inclusive;

but excluding-

- (i) Work in connection with any one or more of the activities specified in sub-clause (c) where such work, when undertaken in connection with the erection of structures having the general character of buildings and irrespective of whether or not such work involves

problems of a civil engineering character, is carried out by the employers erecting such structures; and

- (ii) Work in connection with any or more of the activities specified in sub-clause (c) when undertaken as an incidental operation in connection with the erection of structures having the general character of buildings or when undertaken by the employers erecting such structures.

Names and addresses of the parties to the bargaining council:

(a) Employers' organisation party:

The South African Federation of Civil Engineering Contractors (SAFCEC)

P O Box 644

BEDFORDVIEW

2008

Fax: (011) 450 1715

(b) Trade union parties:

The National Union of Mine Workers (NUM)

P O Box 2424

JOHANNESBURG

2000

Fax: 086 212 9567

Building Construction Allied Workers Union (BCAWU)

P O Box 96

JOHANNESBURG

2000

Fax: (011) 333 9944

Representativeness of the Bargaining Council:

Total number of employees falling within the proposed scope of the Bargaining Council and who belong to the trade union which are parties to the Council:

26 120

Total number of employers falling within the proposed scope of the Bargaining Council and who belong to the employers' organisation which is a party to the Council:

318

Total number of employees employed within the proposed scope of the Bargaining Council by the employers that belong to the employers' organisation, which is a party to the Council:

120 000

Estimated total number of employers in the scope of the Council:

27 664

Estimated total number of employees in the scope of the Council:

175 000



REGISTRAR OF LABOUR RELATIONS

DATE:20 September 2011.....