
GOVERNMENT NOTICE

DEPARTMENT OF LABOUR

No. 313

10 April 2015

DEPARTMENT OF LABOUR

NOTICE PUBLISHED BY THE ESSENTIAL SERVICES COMMITTEE ("the Committee")

IN TERMS OF SECTION 71 (9), READ WITH SECTION 70D (1) OF THE LABOUR RELATIONS ACT, 1995 (Act No. 66 of 1995 as amended)

A. Notice is hereby given in terms of section 71 (9), read with section 70D (1) of the Labour Relations Act, 1995 (Act No. 66 of 1995 as amended) ("the Act") that the Committee is to conduct an investigation, which investigation may lead to a variation or cancellation of a current designation of the Committee.

B. Current Designation

During 1997 the Committee designated the following services as essential services (See Government Gazette No. 18276 dated 12 September 1997):

- "3. ... the following services provided by the public sector:
- (a) Emergency health services and the provision of emergency health facilities to the community or part thereof.
 - (b) Nursing; and
 - (c) Medical and paramedical services.
4. ... the following services in support of the service referred to in paragraph 3:
- (a) Catering; (b) medical records; (c) security; (d) porter and reception;
 - (e) pharmaceutical and dispensary; (f) medicine quality control laboratory;
 - (g) forensics; (h) laundry; (i) clinical engineering; (j) hospital engineering;
 - (k) waste removal; (l) mortuary; and (m) pest control."

C. Investigation in terms of section 71 (9) of the Act

Pursuant to a referral by the National Education Health & Allied Workers' Union ("NEHAWU"), the Committee will conduct an investigation in terms of section 71 (9) of the Act into the following services that support the designated essential services referred to in paragraph B above:

- (a) Catering; (b) medical records; (c) security; (d) porter and reception; (e) medicine quality control laboratory; (f) forensics; (g) laundry; (h) clinical engineering; (i) hospital engineering; (j) waste removal; (k) mortuary; (l) pest control; (m) physiotherapy; and (n) transport.

D. Written Submissions

Interested parties are invited to make written submissions to the Committee on or before 30 April 2015 regarding the services referred to in paragraph C above, setting out:

- (a) The nature of its interest in the investigation;
- (b) Indicate whether or not it requires an opportunity to make oral representations to the Committee;
- (c) Specify in affidavit the factual evidence which forms the basis of its representations to the Committee;
- (d) Identify any expert witness it intends to call and provide an affidavit containing a summary of that witness' evidence;
- (e) Provide a statement of the legal issues that arise from the material facts, containing sufficient particularity to enable other interested parties to reply;
- (f) List any documents it intend to rely upon as part of its representations and attach a copy of these documents to its affidavit;
- (g) Specify a physical, postal and electronic address at which it will receive notices and other documents.

Written submissions are to be submitted to:

The Essential Services Committee

C/O Ms Sibonisile Mdluli
CCMA Head Office
6th Floor, 28 Harrison Street
Johannesburg

or to

Private Bag X096
Marshalltown
2107

Or to

Telefax number: 086 534 –8694 / Email: SibonisileM@CCMA.org.za

E. Oral Submissions

Notice is hereby given that the Committee will hear oral submissions as follows:

Date: 13 May 2015 (commencing at 11h00) and 14 May 2015 (commencing at 09h30)
Venue: 8th Floor, CCMA Head Office, 28 Harrison Street, Johannesburg.



Advocate Luvuyo Bono
Chairperson: Essential Service Committee
02 April 2015

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