

## DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. 763

27 August 2021

**NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED)****PLEASE TAKE NOTICE THAT: -**

SAMWU obo members has applied to the Commission for Conciliation, Mediation and Arbitration (CCMA) in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to the effect that the activities of the Brakpan Bus Company (SOC) Ltd (the first respondent) falls within the jurisdiction of the South African Local Government Bargaining Council and under the control of the City of Ekurhuleni Metropolitan Municipality, and not under the jurisdiction of the South African Road Passenger Bargaining Council (SARPBAC).

At present the first respondent is registered with SARPBAC and falls under its jurisdiction.

The first respondent is *ad idem* with the demarcation order sought by SAMWU obo members.

SARPBAC, the second respondent, has opposed the application for such an order.

The CCMA believes that the question raised by this demarcation dispute is potentially of wider application in that there may be a number of other bus companies in a similar situation to that of the first respondent, and those businesses may well be affected by the outcome of this application.

Such entities should have the right to make representations to the CCMA. The CCMA therefore invites written representations in relation to the issue in dispute by any interested party.

Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **HO 1740-19** and directed to:-

Contact: Mr Jimmy Loots  
Tel: +2711 3776 991  
Email: [JimmyL@CCMA.org.za](mailto:JimmyL@CCMA.org.za)

Hand-delivered: CCMA Head office  
28 Harrison Street,  
Marshalltown,  
Johannesburg,  
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