

DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. R. 6228

30 May 2025

LABOUR RELATIONS ACT, 1995

APPLICATION FOR REGISTRATION OF AN AMALGAMATION BARGAINING COUNCIL

I, LEHLOHONOLO DANIEL MOLEFE, Registrar of Labour Relations, do hereby in terms of section 34(2) of the Labour Relations Act, 1995, give notice that an application for the registration of an amalgamating bargaining council has been received from the **National Bargaining Council for the Restaurant, Catering and Allied Trades**

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:

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 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 to which application is made.

Any person who objects must lodge his/her written objection with me, c/o Department of Employment & Labour, Labouria House, 215 Francis Baard, Pretoria (postal address: Private Bag X 117, 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.

Representations and/or enquiries regarding copies of the application should be submitted to the following addresses:

By Post:

Department of Employment and Labour
Directorate: Collective Bargaining
Attention: Mr Lerato Dithuge
Postal Address: Private Bag X117
PRETORIA, 0001

Hand Deliveries:

Room 121/123
Laboria House
215 Francis Baard Street
PRETORIA

By e-mail: Lerato.Dithuge@labour.gov.za / Sellinah.Mahlangu@labour.gov.za

TABLE**Name of bargaining council:**

National Bargaining Council for the Restaurant, Catering and Allied Trades

Address of the bargaining Council:

National Bargaining Council for the Restaurant,
Catering and Allied Trades
NO. 33 Hoofdt Street
Forum V
Ground Floor
BRAMPARK
BRAAMFONTEIN
2001

P.O. Box 30822
BRAAMFONTEIN
2017

Tel (011) 823 1180/1/2/3/4
Fax no: (011) 832 1192/ 086 575 3826

Date on which application was lodged: 14 March 2025

Sectors and areas in respect of which application is made:SCOPE

The Fast Food, Restaurant, Catering and Allied Trades, as defined hereunder in the following areas:

- (a) The Province of Western Cape
- (b) The Province of Eastern Cape
- (c) The Province of Northern Cape
- (d) The Province of the Free State
- (e) The Province of Kwa Zulu Natal
- (f) The Province of North West, excluding the Magisterial District of Brits and Rustenburg
- (g) The Province of Mpumalanga, excluding the Magisterial District of Witbank
- (h) The Limpopo Province; excluding the Magisterial District of Warmbaths; and
- (i) The Gauteng Province, excluding the Magisterial District of Pretoria, Bronkhorstspuit, Cullinan and Wonderboom.

SECTOR

“Fast Food, Restaurant, Catering and Allied Industries” means the industries concerned with the Tearoom, Restaurant, Catering, Coffee Shop, Pub, Tavern, Roadhouse, Café, Snack Bar, Fast Food Outlet, Convenience Store, Industrial or Commercial Caterer, Function Caterer, Contract Caterer, Catering and Associated Activities, without in any way limiting the ordinary meaning of the expression and include(s) the sector or sectors and or establishment(s) in which person(s) carry on the business or in which employers and employees are associated, for the purpose(s) of preparing, baking, providing, supplying, serving, selling, processing, producing meals. These shall include the provision of meals in bulk, edibles and beverages on any premises. Included would be all operations incidental to or in support of the employers' enterprise in relation to any of the above-mentioned activities and would further include:

- (a) All franchisor(s) where such franchiser or their employee(s) are associated for the activities prescribed above; and
- (b) The baking of wheaten products which includes pies, snacks, confectionaries and pizzas for sale directly to customers for consumption whether on or off the premises where such products are baked.

Provided further that, for the purpose of this definition, the following business activities are specifically excluded from the ambit thereof:

- 1) Any casino and hotel industry and all activities that is ancillary and incidental to carrying on the primary activities of such industries. For the purpose of this exclusion, such primary activities are to be carried on, managed and operated solely and exclusively by the hotel or casino, as the case may be, at which these activities are undertaken and such activities must form an integral part of the business and operations of the hotel and casino in question.
- 2) Any catering facility of whatever nature which is owned, managed or operated by sports and recreation clubs on its own premises and which, in turn, provides food and beverages to its members and patrons from the premises from which its sports and recreation facilities are undertaken.
- 3) The business conducted by filling and/ or service stations including ancillary activities forming part of the filling station linked to the convenience store environment inclusive to the preparing, serving and selling of food/beverages to customers but excluding activities of separately registered establishments whose sole activities relate to the restaurant, tea room and catering environment.

- 4) Any outlet which prepare and sell food and beverages and is operated as part of a supermarket undertaking and which, in turn, is owned, managed and operated by the supermarket undertaking in question and conducted from the premises of such supermarket undertaking."

Representativeness of the Council:

Total number of employees falling within the proposed scope of the Council and who belong to the trade unions that are party to the Council. **31 726**

Total number of employers falling within the proposed scope of the Council and who belong to the employers' organisations that are party to the Council. **1 771**

Total number of employees employed within the proposed scope of the Bargaining Council by the employers who belong to the employers' organisations that are party to the Council. **44 648**

Total number of employers within the proposed scope of the Council. **2 887**

Total number of employees employed within the proposed scope of the Bargaining Council. **69 526**



REGISTRAR OF LABOUR RELATIONS
DATE: 07/05/2025