

CIRCULAR

Date issued: 3 October 2011

Kindly place on your staff notice board for the attention of your employees

To: General Manager

CLARIFICATION OF THE STATUS OF NEASA MEMBER FIRMS WITHIN THE MEIBC

Further to the newsletter issued by NEASA on 28 September 2011, which contains misleading information, the MEIBC is compelled to provide the following clarity concerning the implementation of the main agreement in the industry.

The Honourable Minister has extended the agreement to non-parties **with effect from 26 September 2011** as published in the Government Gazette No 34613 dated 23 September 2011 per Government Notices R.747 and R.748.

In terms of Section 32 (6) of the Labour Relations Act, the agreement is **legal and binding** on all party and non-party employers within the scope of the MEIBC.

NEASA and PCASA members falling within the scope of the MEIBC are accordingly bound by the terms of the agreement. Therefore, the MEIBC will enforce any non-compliance of the main agreement.

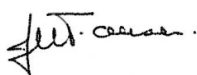
The council, however, urges party and non-party employers to act responsibly and in the interest of labour peace by implementing the agreement.

There has been no urgent application brought to set aside the agreement by NEASA or any other party. The council does not find any merit in the contemplated urgent application. We confirm that we will defend the attempts by NEASA to subvert the outcome of a legitimate bargaining process.

Firms in need of exemptions are urged to use this legitimate process of **applying for exemptions by no later than 4 November 2011**.

Should you have any queries please contact the regional manager at any of our offices listed (on the left) or Nick Faasen, Operations Manager at the MEIBC National Office in Johannesburg.

Yours faithfully



Nick Faasen
Operations Manager

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