

OFFICE OF THE ACTING EXECUTIVE DIRECTOR: HUMAN RESOURCES

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Date: 18 March 2013

TO ALL STAFF

Dear Colleagues

LABOUR COURT ORDER INTERDICTING ILLEGAL STRIKE

The university wishes to confirm and advise that it has successfully obtained an order from the Labour Court interdicting the participation of labour members at Buffalo City, Queenstown and Butterworth Campuses as well as Zamukulungisa Site at the Mthatha Campus in an illegal strike which commenced on 11 March, 2013.

In terms of the order the university instructs you to report for duty on Tuesday 19 March, 2013.

Kindly be advised that your failure to do so will amount to gross misconduct and contempt of court. The university fully reserves its rights to institute the appropriate internal disciplinary proceedings and/or legal proceedings should you fail to comply with the aforementioned.

A copy of the order as well as the instruction to report for duty has been circulated to officials of both NEHAWU and NTEU. A copy of the court order is attached hereto for your ease of reference.



Mr Z Mkovane

Acting Executive Director: Human Resources



IN THE LABOUR COURT OF SOUTH AFRICA
HELD AT PORT ELIZABETH

CASE NO: P187-13

BEFORE THE HONOURABLE JUSTICE LALLIE
ON 18 MARCH 2013

In the matter between:

WALTER SISULU UNIVERSITY

APPLICANT

and

NEHAWU

FIRST RESPONDENT

NTEU

SECOND RESPONDENT

BUTTERWORTH AND
BUFFALO CITY MEMBERS OF
FIRST AND SECOND RESPONDENTS

THIRD & FURTHER RESPONDENTS

ORDER

Having read the documents and having considered the matter:

IT IS ORDERED:

1. That the forms and service provided for in the Rules of this Honourable Court are dispensed with and the application is heard as one of urgency.

2. That a rule nisi be issued calling upon the respondents to show cause, if any, to this Honourable Court, on 17 April 2013 at 10:00, why a final order should not be granted in the following terms:
 - 2.1 That the strike by the third and further respondents which commenced on 11 March 2013 be declared unprotected;

 - 2.2 That the third and further respondents be interdicted from continuing with the strike action which commenced on 11 March 2013;

That sub-paragraph 2.2 above operates as an interim order with immediate effect, pending finalisation of this application.

3. That the costs are reserved.

BY ORDER OF THE COURT


S J GERBER
REGISTRAR