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GENERAL NOTICES

NOTICE 1961 OF 2001

DEPARTMENT OF LABOUR

PUBLICATION OF EXPLANATORY SUMMARY OF LABOUR RELATIONS AMENDMENT BILL

The Minister of Labour intends introducing the Labour Relations Amendment Bill in the National Assembly in September 2001. The explanatory summary of the Bill is hereby published in accordance with Rule 241(1)(c) of the Rules of the National Assembly

To amend the Labour Relations Act, 1995 by;

providing for the enforcement of collective agreements; extending the functions of bargaining councils; providing for the effective enforcement of bargaining council agreements and clarifying the dispute resolution powers of bargaining councils; rationalising the registration and amalgamation of bargaining councils in the public service and providing for the resolution of jurisdictional disputes between such bargaining councils; extending the information that bargaining councils must supply to the Registrar and clarifying the Registrar's powers in respect of bargaining councils; clarifying the Registrar's powers in respect of registration and winding up of employer's organisations and trade unions; expanding the powers of the Commission to make rules concerning procedures; providing for the Minister to make regulations concerning representation at the Commission and charging of fees by the Commission; providing for settlement agreements to be made arbitration awards or Labour Court orders; excluding the application of the Arbitration Act, 1965 to bargaining council arbitrations; providing for Labour Court judges to be concurrently appointed as High Court judges; regulating the right of employees not to be subjected to unfair labour practices; regulating the resolution of disputes concerning an occupational detriment in terms of the Protected Disclosures Act, 2000; clarifying and revising the procedures for resolving disputes in respect of dismissals by reason of an employer's operational dismissals; expediting the resolution of disputes by the Commission by conciliation or arbitration; clarifying the compensation that may be awarded in respect of unfair dismissals; clarifying the transfer of contracts of employment in the case of transfers of a business; trade or undertaking as a going concern; creating a rebuttable presumption as to who is an employee; and by making incidental amendments.

Copies of the Bill can be obtained from:

1. **Government Printers – Cape Town & Pretoria**
2. **Department of Labour**
Mr George Matloporo
120 Plein Street
12th Floor
Cape Town
Tel: (021) 461 6030
3. **Ms N Nonkelela**
Committee Section
Parliament
Cape Town
Tel: (021) 403 3661

NOTICE 1962 OF 2001**PUBLICATION OF EXPLANATORY SUMMARY OF BASIC CONDITIONS OF EMPLOYMENT AMENDMENT BILL**

The Minister of Labour intends introducing the Basic Conditions of Employment Amendment Bill in the National Assembly in September 2001. The explanatory summary of the Bill is hereby published in accordance with Rule 241(1) (c) of the Rules of the National Assembly

To amend the Basic Conditions of Employment Act, 1997 by:

regulating the extension of overtime by collective agreement; regulating payment of contributions to benefit funds; providing for determination of categories of payment to calculate remuneration; providing for employees whose contract of employment terminate due to insolvency to receive severance pay; by specifying circumstances under which ordinary hours of work can be varied; by creating presumptions as to who is an employee; by deeming wage determinations to be sectoral determinations; and to making incidental amendments.

Copies of the Bill can be obtained from:

1. **Government Printers – Cape Town & Pretoria**
2. **Department of Labour**
Mr George Matloporo
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Cape Town
Tel: (021) 461 6030
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