



**REPUBLIC OF SOUTH AFRICA**  
**THE LABOUR COURT OF SOUTH AFRICA, PORT ELIZABETH**

**JUDGMENT**

Reportable

Case no: P 05/09

In the matter between:

**NATIONAL UNION OF METALWORKERS OF**

**SOUTH AFRICA (NUMSA) obo M KALIPA**

**Applicant**

and

**THE NATIONAL BARGAINING COUNCIL**

**FOR THE CHEMICAL INDUSTRY**

**First Respondent**

**M Le KOORTS N.O**

**Second Respondent**

**SHATTERPRUFE (PTY) LTD**

**Third Respondent**

**Heard: 08 November 2011**

**Delivered: 12 June 2012**

**Summary: Dismissal of review for want of prosecution.**

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## **JUDGMENT VARIATION**

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MOLAHLEHI J

Introduction

- 1] The attorney of record for the applicant has subsequent to the delivery of judgment in this matter applied to have the judgment in this matter applied to have the judgment varied with respect to paragraphs 3, 4, 5,7,13 and 24 of the judgment. the complainant is essentially that the facts in those paragraphs are not a true reflection of the facts as were presented to the court.

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Molahlehi J

Judge of the Labour Court of South Africa

APPEARANCES:

FOR THE APPLICANT: ADV. R B Wade SC

Instructed by: Wilson McWilliams Inc.

FOR THE RESPONDENTS: Minnaar Niehaus

Instructed by: Minnaar Niehaus