



IN THE LABOUR COURT OF SOUTH AFRICA JOHANNESBURG

Not Reportable

Case no: J3051/12

In the matter between:

MTSHALI, VELAPHI AMOS

Applicant

and

IMPERIAL MOTOR HOLDINGS (PTY) LTD t/a

MERCEDES BENZ COMMERCIAL: EAST RAND

Respondent

Heard: 01 July 2014

Delivered: 18 December 2015

Summary: Application to make an arbitration award an order of court dismissed.

JUDGMENT

WATT-PRINGLE AJ

- [1] This is an application in terms of section 158(1)(c) of the Labour Relations Act No. 66 of 1995 (*“the LRA”*) to make the arbitration award issued by Adv. Russel

Moletsane, as arbitrator, dated 13 November 2009 (*“the award”*), an order of² court.

- [2] In terms of the judgment under case number JR3251/2009, handed down simultaneously herewith, the award has been reviewed and set aside. It follows that I cannot accede to the relief claimed in this application.
- [3] This application is therefore dismissed with no order as to costs.

CE Watt-Pringle AJ

APPEARANCES:

3

FOR THE APPLICANT: In person

FOR THE RESPONDENT: Mr S Snyman of Snyman Attorneys

LABOUR COURT