



THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG

Not Reportable

Case no: J872/15

In the matter between:

SOLIDARITY obo MEMBERS EMPLOYED

IN MOTOR INDUSTRY

Applicant

and

AUTOMOBILE MANUFACTURERS EMPLOYERS'

ORGANISATION (AMEO)

First Respondent

NISSAN SA (PTY) LTD

Second Respondent

TOYOTA SA (PTY) LTD

Third Respondent

VOLKSWAGEN SA (PTY) LTD

Fourth Respondent

FORD MOTOR COMPANY OF SA (PTY) LTD

Fifth Respondent

BMW SA (PTY) LTD

Sixth Respondent

GENERAL MOTORS SA (PTY) LTD

Seventh Respondent

MERCEDES-BENZ SA (PTY) LTD

Eight Respondent

NATIONAL BARGAINING FORUM

(AUTOMOBILE INDUSTRY)

Ninth Respondent

NATIONAL UNION OF METALWORKERS

OF SOUTH AFRICA (NUMSA)

Tenth Respondent

Heard: Considered in Chambers

Delivered: 26 January 2018

JUDGMENT –

APPLICATION FOR LEAVE TO APPEAL

LALLIE J

- [1] The applicant applied for leave to appeal against the whole of the judgment handed down on 15 August 2017. The application is opposed by the tenth respondent.
- [2] I have carefully considered the submissions on behalf of the parties. I am of the view that there are reasonable prospects that another court may come to a decision different from the one I reached. The applicant therefore has prospects of success on appeal.
- [3] I accordingly make the following order.
- 3.1 The application for leave to appeal is granted.
- 3.2 Costs to be costs in the appeal.

Lallie J

Judge of the Labour Court of South Africa

APPEARANCES:

For the Applicant: Solidarity

For the Third Respondent: Ruth Edmonds Attorneys

LABOUR COURT