



IN THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG

Not Reportable

Case NO: JS 969/2016

In the matter between:

LEITHCON MACHINERY CC

Applicant

and

HANGWENI EBENEZAR MPHUMA

Respondent

Decided: In Chambers

Delivered: 18 December 2018

JUDGMENT: LEAVE TO APPEAL

TLHOTLHALEMAJE, J

- [1] On 28 August 2018, and in the absence of the applicant, this Court issued an order in terms of which the settlement agreement entered into between the parties on 13 March 2018 was made an order of Court in accordance with the provisions of section 158(1)(c) of the (LRA)¹.
- [2] On 19 September 2018, the applicant filed an application for leave to appeal against that order. It is not necessary to deal with the merits of the application in view of the fact that the application is clearly an irregular step in the light of the circumstances under which the above order was granted. In the circumstances, the following order is made;

¹ Act 66 of 1995 (as amended)

Order:

1. The application for leave to appeal is dismissed.

E. Tlhotlhamaje

Judge of the Labour Court of South Africa