



- (1) Reportable: Yes
(2) Of interest to other Judges: Yes
(3) Revised

Signature

Date

THE LABOUR COURT OF SOUTH AFRICA, CAPE TOWN

Case No. C424/24

In the matter between:

CIPLA DISTRIBUTION GATEWAY (PTY) LTD

Applicant

and

MIKE MWALE

First Respondent

**COMMISSION FOR CONCILIATION,
MEDIATION AND ARBITRATION**

Second Respondent

MILES CHENNELS N.O.

Third Respondent

Heard: In Chambers

Delivered: 31 March 2026

JUDGMENT: APPLICATION FOR LEAVE TO APPEAL

MAKHURA, J

- [1] On 10 February 2026, this Court dismissed the applicant's application to review and set aside the arbitration award issued by the third respondent under the

auspices of the second respondent. The applicant now seeks leave to appeal against the whole of that judgment and order.

- [2] The applicant has advanced a number of grounds in support of its application for leave to appeal, which grounds were further expanded upon in its written submissions.
- [3] I have considered the grounds advanced for leave to appeal, the written submissions filed, the nature of the proceedings before this Court, and the reasoning contained in the main judgment. The issues relied upon in the present application were fully ventilated and comprehensively addressed in the main judgment. There is accordingly no need to restate or revisit those findings in this judgment. Contrary to the applicant's contention, there no conflicting legal principles on this issue.
- [4] In the circumstances, the application fails to meet the threshold required for the granting of leave to appeal.
- [5] In the premises, the following order is made:

Order

1. The application for leave to appeal is dismissed.

M. Makhura

Judge of the Labour Court of South Africa