

**IN THE GENERAL PUBLIC SERVICE SECTORAL BARGAINING COUNCIL
(HELD AT PRETORIA)**

CASE NUMBER: GPBC2729/2018

In the arbitration held on 5 November 2019 between:

PSA OBO M, KGOWEDI,



APPLICANT

And/

DEPARTMENT OF TRADE & INDUSTRY

RESPONDENT

SETTLEMENT AGREEMENT

1. The undersigned parties record the settlement of the dispute on the following terms and conditions:
 - 1.1. By signing this agreement the parties acknowledge that the agreement was read to them and interpret (where necessary) and they understand the content hereof.
 - 1.2. This agreement is in full and final settlement of the dispute referred to the GPSSBC under case reference 2729/2018.
 - 1.3. The Respondent herewith confirms that the Final Written Warning issued to the Applicant on 8 August 2018 has lapsed on 8 February 2019.
 - 1.4. The Respondent agrees that the Final Written Warning has been removed from the Applicant's personnel file and has no more force and effect, in line with the provisions of Clause 2.5(4)(d) of Chapter 7 of the SMS Handbook 2003: "Disciplinary Code and Procedures for Members of the SMS". Thus meaning that the Final Written Warning could not be taken into account in deciding an appropriate sanction, if the Applicant

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is subject to any other disciplinary action/transgression or related transgression.

- 1.5. The parties consent to this agreement being made an arbitration award in terms of section 142A(1) of the Labour Relations Act, Act 66 of 1995, as amended.
- 1.6. The parties agree that in the event of non-compliance of the agreement, the party defaulting will pay the full cost incurred by the other party in enforcing this agreement.

Done and signed at **Pretoria** on this **5th** day of **November 2019**.

Mabome Kgawedi

First Name & Surname

Applicant

[Signature]

Signature of Applicant

Date: 05/11/2019

Eugene van Wyk

First Name & Surname

Respondent

[Signature]

Signature of Respondent

Date: 5/11/19

Joel Ntwamile

First Name & Surname

Witness

[Signature]

Signature of Witness

Date: 05/11/2019

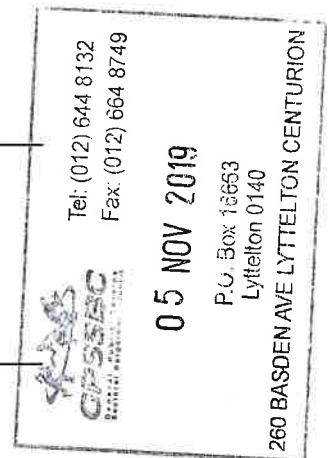
First Name & Surname

Witness

[Signature]

Signature of Witness

Date:



[Signature]

VICTOR MADUNA
PANELIST

05/11/2019