

GPSSBC

**ARBITRATION AWARD IN TERMS OF
SECTION 142(A)**

GPBC2686/2018



IN THE GENERAL PUBLIC SERVICE SECTORAL BARGAINING COUNCIL (GPSSBC)

In the MATTER between:

PSA obo M Mbanjwa

APPLICANT

And

Department of Education-Mpumalanga

RESPONDENT

ARBITRATION AWARD IN TERMS OF SECTION 142 (A)

BACKGROUND

The parties decided to settle and signed the agreement on 10 July 2019. The Applicant alleges that the Respondent has failed to comply to the obligations as stipulated in the settlement agreement and that the agreement be made an arbitration award.

TERMS OF THE AGREEMENT

Except for the standard terms of the agreement, the parties agreed that:

- The Respondent will enter into a performance agreement for the PMDS cycle 2017/18 with Mr. M Mbanjwa and will subsequently assess his performance for the same financial year by no later than the 31 July 2019.

RESPONDENT'S SUBMISSION

The respondent did not submit anything to oppose the application.

ANALYSIS

The parties agreed that this agreement will remain their agreement and binding to them unless varied in writing and signed. The agreement signed by the parties constitutes a settlement agreement as defined in terms of section 142(A) of the LRA. The parties have consented in the agreement to this agreement being made an arbitration award. From the circumstances stated I find no reason not to make the agreement an arbitration award.

AWARD

1. The settlement agreement in the above matter is hereby made an arbitration award in terms of section 142(A) of the Labour Relations Act 66 of 1995, as amended.
2. I make no order as to costs



GPSSBC PANELIST