



INFORMUS

SINCE 1920
still driven by
SERVICE EXCELLENCE

FOR PSA MEMBERS: **LOCAL GOVERNMENT SECTOR EDUCATION AND TRAINING
AUTHORITY (LGSETA)**

30-08-2022

PSA applies for section 142A to make settlement agreement arbitration award

Members were previously informed that parties agreed to meet and sign the recognition agreement on 15 August 2022, but the meeting only took place on 18 August at the employer's request. The PSA was under the distinct impression that all parties were ready to sign the agreement on 18 August and was shocked when the employer raised its disagreement with a clause that excludes managers and senior managers in the bargaining unit. The PSA is vehemently opposed to the exclusion of managers and senior managers from the bargaining unit as such exclusion will be unfair, discriminatory, and without justification.

Parties met again on 23 August 2022 where the PSA remained opposed to the exclusion of managers and senior managers from the bargaining unit. The employer committed to engage the board and report back by 26 August 2022. The employer unfortunately missed the deadline that it set itself to communicate its position on this matter. The PSA subsequently applied for the settlement agreement reached on 18 November 2021 to be made an arbitration award in terms of section 142A of the *Labour Relations Act*. As soon as the agreement is made an award, the PSA will immediately apply for the award to be enforced.

The employer has been extremely obstructive in the conclusion or signing of the recognition agreement. Its attitude and conduct are frustrating the PSA and its members. The PSA will, however, not stop at anything to ensure that the recognition agreement is finalised. The PSA is committed to explore all available avenues to ensure the conclusion and signing of the recognition agreement.

Members will be informed of developments.

GENERAL MANAGER