



**PHSDSBC**

**PUBLIC HEALTH AND SOCIAL DEVELOPMENT  
SECTORAL BARGAINING COUNCIL**

## **RESOLUTION NO 2 OF 2015**

**AMENDMENTS TO THE RULES FOR THE CONDUCT OF THE  
PROCEEDINGS BEFORE THE PUBLIC HEALTH AND SOCIAL  
DEVELOPMENT SECTORAL BARGAINING COUNCIL**

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# PHSDSBC

PUBLIC HEALTH AND SOCIAL DEVELOPMENT  
SECTORAL BARGAINING COUNCIL

## RESOLUTION NO 2 OF 2015

### AMENDMENTS TO THE RULES FOR THE CONDUCT OF THE PROCEEDINGS BEFORE THE PUBLIC HEALTH AND SOCIAL DEVELOPMENT SECTORAL BARGAINING COUNCIL

#### 1. OBJECTIVE

The objective of this agreement is to:

- 1.1 Effect amendments to the rules for the conduct of the proceedings before the Public Health and Social Development Sectoral Bargaining Council (PHSDSBC).

#### 2. SCOPE

This agreement binds:

- 2.1 The State as the Employer;

M M  RTM MGS



2.2 Public Health and Social Development personnel employed by the Employer who are members of the Trade Union parties to this agreement; and

2.3 Public Health and Social Development personnel employed by the Employer who are not members of any Trade Union parties to this agreement, but who fall within the registered scope of the PHSDSBC.

### 3. NOTING

Parties note that:

3.1 The use of emails in the service of documents on other parties;

3.2 Clause 15 has been inserted on Determination by Council/ Commissioner

*“15 (1) If a party referring the matter fails to attend the conciliation, the commissioner must determine the matter which may include the issuing of a certificate of non-resolution.*

*15 (2) The Council or an appointed panelist must issue a certificate in terms of s 135(5) of the Act”; and*

3.3 Clause 25 (5) has been inserted on Appearance or Representation of Parties *“(5) A party seeking to be represented by a legal practitioner at the arbitration must bring an application in terms of Rule 32”.*

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**4. AGREEMENT**

The parties therefore agree as follows:

- 4.1 Amendments to the rules for the conduct of the proceedings before the PHSDSBC shall be adopted.
- 4.2 The rules amplify the dispute procedures encapsulated in the PHSDSBC Constitution.
- 4.3 Where there is conflict between the rules and procedures, the procedures shall have precedence; and
- 4.4 The rules will come into effect on the date of signing.

**5. DISPUTE RESOLUTION**

Should there be a dispute about the interpretation or application of this agreement, such dispute shall be dealt in terms of the dispute resolution procedure of the Council.


**6. IMPLEMENTATION OF AGREEMENT**

The Council will monitor the implementation of this agreement.

THIS DONE AND SIGNED AT CENTURION OF THIS 15 DAY OF JULY 2015.

MM  RTM  MMS

**ON BEHALF OF THE STATE AS EMPLOYER**

	Name	Signature	Date
EMPLOYER	NGALICE		30/07/2015

**ON BEHALF OF TRADE UNION PARTIES**

Trade Union	Name	Signature	Date
NEHAWU	Mike Shingwe		15/7/15
DENOSA	RITTA MSIBI		29/7/2015
PSA	Jennie Oosthuizen		29/7/2015
HOSPERSA	Masale Selamatsele		04/08/15
NUPSAW			