

LRA Form 4.3
 Section 75(2)
 Labour Relations Act, 1995

EMPLOYER APPLIES FOR MAINTENANCE SERVICE DETERMINATION



Read This First



WHAT IS THE PURPOSE OF THIS FORM?

This form is an application, by an employer, to the Essential Services Committee for a determination that the whole, or part of the employer's business, is a maintenance service.

A service is a maintenance service if the interruption of that service has the effect of material or physical destruction to any working area, factory or machinery.

WHO FILLS IN THIS FORM?

An employer.

WHERE DOES THIS FORM GO?

Essential Services Committee
 c/o CCMA
 28 Harrison Street
 Johannesburg, 2001
 Private Bag X94
 Marshalltown, 2107

Tel: (011) 377-6645/6953/6996
 E-Mail: esc@CCMA.org.za

OTHER PARTIES

If more than one party is referring the dispute or if the dispute is referred against more than one party, write down the additional names and particulars on a separate page and attach to this form.

1. EMPLOYER DETAILS

Name:

Postal Address:.....

.....

Tel:..... Fax:.....

Cell:..... E-Mail:

Contact Person:

2. OTHER PARTY DETAILS (including trade unions organising in the sector or workplace)

Name:

Postal Address:.....

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Tel:..... Fax:.....

Cell:..... E-Mail:

Contact Person:

3. DESCRIPTION OF MAINTENANCE SERVICES

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Case Number.....

Please turn over →

OTHER INSTRUCTIONS

- Any other interested parties may, within 21 days of receipt of this application, send a response to the Essential Services Committee. A copy of this form must be served on the other party. Proof that a copy of this form has been served on the other party must be supplied by attaching any of the following:
- A copy of a registered slip from the Post Office; or
- A copy of a signed receipt if hand delivered; or
- A signed statement confirming service by the person delivering the form; or
- A copy of a fax confirmation slip; or
- A copy of an e-mail confirmation slip or sent e-mail; or
- Any other satisfactory proof of service.

The ESC may be requested to assist with service.

CHECK!

Have you sent a copy of this completed form to the other party?
Have you included proof that you have sent a copy to the other party with this form?

4. DETERMINATION SOUGHT

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5. MOTIVATION FOR DETERMINATION SOUGHT (Use additional paper if necessary)

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6. NUMBER OF EMPLOYEES -

engaged in the maintenance service

not engaged in the maintenance service

7. POPIA CONFIRMATION

By signing this document, I/we hereby grant my voluntary consent that my/our personal information may be processed, collected, used and disclosed in compliance with the Protection of Personal Information Act, 4 of 2013. I/we furthermore agree that my/our personal information may be used for the lawful and reasonable purposes in as far as the ESC (responsible party) must use my/our information in the performance of its public legal duty. I/we understand that my/our personal information may be disclosed to a third party in as far as the ESC must fulfil its public legal duty. I/we furthermore understand that there are instances in terms of abovementioned Act where my express consent is not necessary to permit the processing of personal information, which may be related to litigation or when the information is publicly available.

8. CONFIRMATION OF ABOVE DETAILS:

Form submitted by:
.....
(please print name)

Signature:.....

Position:

Date:

Place: