

EDUCATION LABOUR RELATIONS COUNCIL
Established in terms of the LRA of 1995 as amended



COLLECTIVE AGREEMENT
2 of 2015

20 AUGUST 2015

AMENDMENT OF CLAUSES 12.1(I) and 16.2.11 OF
THE ELRC CONSTITUTION

H. M. M. M. J.

EDUCATION LABOUR RELATIONS COUNCIL

COLLECTIVE AGREEMENT 2 OF 2015

AMENDMENT OF CLAUSES 12.1(I) and 16.2.11 OF THE ELRC CONSTITUTION

1. PURPOSE OF THIS AGREEMENT

The purpose of this agreement is to amend clause 12.1(I) and 16.2.11 of the constitution of the ELRC.

2. SCOPE OF THIS AGREEMENT

This agreement applies to and binds:

- 2.1 The employer;
- 2.2 All the employees of the employer as defined in the Employment of Educators Act, 1998 (as amended) whether such employees are members of trade union parties to this agreement or not;
- 2.3 All trade unions admitted to the Council whether such trade union is a party to this agreement or not; and
- 2.4 All trade unions not admitted to the Council that utilise the services of the Council in terms of the certified ELRC Constitution.

3. THE PARTIES TO COUNCIL NOTE AS FOLLOWS:

- 3.1 Collective Agreement Number 1 of 2006: ELRC Constitution.
- 3.2 Collective Agreement Number 6 of 2007: *"Ratification of ELRC Constitution certified by Registrar of Labour on 21st April 2007"*.
- 3.3 Collective Agreement 4 of 2008: *"Amendment of the ELRC Constitution as certified by the Registrar of Labour on 25th April 2007 and as Ratified by Collective Agreement No 6 of 2007"*.
- 3.4 Clause 36 of the ELRC constitution *"Amendment of this Constitution"*.

4. **THE PARTIES TO COUNCIL THEREFORE AGREE AS FOLLOWS:**

4.1 that clause 12.1(l) is amended to read as follows:

"The term of office of a Chairperson and Deputy-Chairpersons, may be terminated by written notice of either such Chairperson or Deputy-Chairperson, or by the Council consequent to a decision to that effect."

4.2 that clause 16.2.11 is amended to read as follows:

"The term of office of members of the Audit Committee shall be three years which period may be extended by the Executive Committee from time to time, provided that such an extension does not exceed a total of three years"

5. **DISPUTE RESOLUTION**

Any dispute about the interpretation or application of this agreement shall be resolved in terms of the dispute resolution procedure of the Council.

6. **DEFINITIONS**

6.1 "**constitution**" means the constitution of the Education Labour Relations Council.

6.2 "**Council**" means the Education Labour Relations Council.

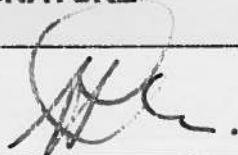
7. **DATE OF IMPLEMENTATION**

The provisions of this Collective Agreement shall take effect on the date of signing.


8. **SIGNING OF THE COLLECTIVE AGREEMENT**

Thus done and signed at Pretoria on the 28 day Of September 2015

ON BEHALF OF THE STATE AS EMPLOYER

DEPARTMENT	NAME	SIGNATURE
BASIC EDUCATION	Mr. MH Mveli	

ON BEHALF OF THE EMPLOYEE PARTIES

TRADE UNION	NAME	SIGNATURE
SADTU	M. J. M. MahonkICE	
CTU-ATU	JC KLOPPER	