COLLECTIVE AGREEMENT
NO. 2 OF 2011

31 AUGUST 2011

AMENDMENT OF CLAUSE 9.3.1 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
EDUCATION LABOUR RELATIONS COUNCIL

COLLECTIVE AGREEMENT NO 2 OF 2011

AMENDMENT OF CLAUSE 9.3.1 OF THE ELRC CONSTITUTION AS CERTIFIED BY THE REGISTRAR OF LABOUR ON 25\textsuperscript{th} APRIL 2007 AND AS RATIFIED BY COLLECTIVE AGREEMENT NO 6 OF 2007

1. PURPOSE OF THIS AGREEMENT

The purpose of this agreement is to amend clause 9.3.1 of the Constitution of the ELRC as certified by the Registrar on 25\textsuperscript{th} April 2007 and as ratified by Collective Agreement No 6 of 2007.

2. SCOPE OF THIS AGREEMENT

This agreement applies to and binds:

(1) The employer;

(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;

(3) All trade unions admitted to the Council whether such trade union is a party to this agreement or not; and

(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:

(1) That the parties to the ELRC amended the 2000 ELRC Constitution through Collective Agreement Number 1 of 2006 as certified by the Registrar on 25\textsuperscript{th} April 2007 and subsequently ratified by Collective Agreement Number 6 of 2007.

(2) Clause 36 of the ELRC Constitution "Amendment of this Constitution".
4. THE PARTIES TO COUNCIL THEREFORE AGREE AS FOLLOWS:

(1) That the threshold requirement in terms of Clause 9.3.1 of the ELRC Constitution be increased from 50 000 to 60 000.

(2) That amended clause 9.3.1 shall therefore read as follows:

"Any Trade Union or 2 or more Trade Unions acting together (referred to as a Combined Trade Union Party) may apply to the General Secretary for admission to the Council, provided that such Trade Union or Combined Trade Union Party meets the threshold requirement of 60 000 members within the registered scope of the Council."

(3) That the threshold requirement for admission to Council shall be reviewed, from time to time, in terms of criteria agreed to, by parties to the Council.

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

(1) "constitution" means the constitution of the Education Labour Relations Council.

(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 Centurion on the 31st day of August 2011.
ON BEHALF OF THE STATE AS EMPLOYER

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<tr>
<th>DEPARTMENT</th>
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<tr>
<td>BASIC EDUCATION</td>
<td>P. B. Soobrayan</td>
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ON BEHALF OF THE EMPLOYEE PARTIES

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<tr>
<th>TRADE UNION</th>
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<tr>
<td>CTU-SADTU</td>
<td>M.J. Mailele</td>
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<td>CTU-ATU</td>
<td>H. Hendricks</td>
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