RESOLUTION 1 OF 2017: AMENDMENT OF THE PHSDSBC CONSTITUTION – ADMISSION OF TRADE UNIONS TO THE COUNCIL
NOTING

That Clause 7.1 of PHDSBSC Resolution 1 of 2015, as amended, hereinafter referred to as "the Constitution" states that:

"Any single trade union may apply for admission to the Council if it meets the threshold requirement of 10 000 members in good standing in the Public Health and Social Development Sector."

Further that Clause 7.2 of the Constitution provides that:

"If two or more trade unions act jointly, and each enjoys organisational rights with an employer and have a combined membership of 10 000, the trade unions may be represented in the Council as a single party."

That any amendment of the Constitution must be ratified by the Registrar of Labour Relations prior to taking effect; and

That this is the first amendment pertaining to the Admission of Trade Unions to the Council;

Parties to the PHDSBSC therefore conclude a collective agreement in the following terms:
1. PURPOSE

The purpose of this collective agreement is to amend the provisions of the Constitution pertaining to the Admission of Trade Unions to the Council.

2. SCOPE

This agreement binds:
2.1 The State as Employer, and its employees; and
2.2 Trade Unions that are admitted to the PHSDSBC; and their members.

3. ADMISSION OF TRADE UNIONS TO COUNCIL

3.1 Any single trade union may apply for admission to the Council if it meets the threshold requirement of 30 000 members in good standing in the Public Health and Social Development Sector.

3.2 If two or more trade unions act jointly, and each enjoys organisational rights with an employer and have a combined membership of 30 000, the trade unions may be represented in the Council as a single party.

4. INTERPRETATION AND APPLICATION

In the event of any conflict between the provisions of this agreement and any other agreement of the PHSDSBC, regarding the subject matter of this agreement, the provisions of this agreement shall take precedence.

5. AMENDMENT DISPUTE PROCEDURE

No amendments to this agreement shall be of force or effect unless reduced to writing and agreed upon by the parties to the PHSDSBC as a resolution of the PHSDSBC.

PHSDSBC RESOLUTION 1 OF 2017: AMENDMENT OF THE CONSTITUTION OF PHSDSBC: ADMISSION OF TRADE UNIONS TO THE COUNCIL
6. DISPUTE PROCEDURE

Any dispute about the interpretation and application of this agreement must be referred for resolution in terms of the Clause 21 of the Constitution.

THUS DONE AND SIGNED AT CENTURION ON THIS THE 11TH DAY OF MAY 2017.

ON BEHALF OF THE STATE AS EMPLOYER

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ON BEHALF OF TRADE UNION PARTIES

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