



IN THE LABOUR COURT OF SOUTH AFRICA, DURBAN

CASE NO: D497/17

Honourable Justice GUSH J

ORDERED ON 06 September 2018

In the matter between:

RANI GOVINDASAMY

Applicant

And

THE UMHLATHUZE MUNICIPALITY

Respondent

ORDER

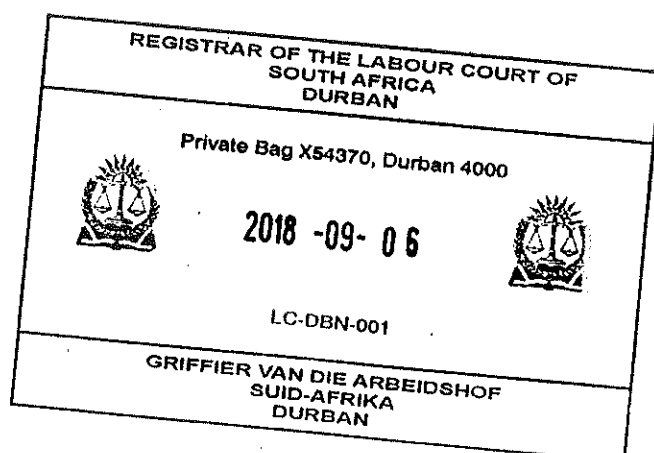
Having read the papers and heard the parties:

IT IS ORDERED THAT:

1. The matter is settled.
2. Order granted in terms of the consent Order marked "x".

BY ORDER OF COURT


REGISTRAR



X¹

IN THE LABOUR COURT OF SOUTH AFRICA,
HELD IN DURBAN

Case No: D497/17

BEFORE THE HONOURABLE JUSTICE

6 SEPTEMBER 2018

In the matter between:

RANI GOVINDASAMY

Applicant

and

THE UMHLATHUZE MUNICIPALITY

Respondent

DRAFT ORDER

Having read the papers and having heard legal representatives for the Applicant and the Respondent the following order is made by agreement between the parties:

1. The Respondent agrees to adjust the Applicant's shift roster regulating her working hours at the Traffic Section in compliance with the Code of Good Practice on the Arrangement of Working Time and Section 7 of the Basic Conditions of Employment Act 75 of 1997.

2. The Respondent agrees that the Applicant will work the shift of 7.30am to 4.30pm from the date of this order to 31 December 2018.
3. The Respondent agrees to accommodate the Applicant's family responsibility requirements when designing the shift roster in January of each year. In consideration of this accommodation the Applicant is required to provide proof and details of her child's medical condition and the required care by 31 December each year before the shift rotation takes effect.
4. In the event that the Respondent refuses to accommodate the Applicant's family responsibility requirements when designing the shift roster annually, it will provide written reasons to the Applicant for its refusal by no later than 30 January of each year.
5. In the event that the Respondent refuses to accommodate the Applicant's family responsibility requirements when designing the shift roster annually the parties agree that the Applicant may re-enroll this application accompanied by a duly supplemented affidavit for hearing as a matter of urgency.
6. There is no order as to costs.