



REPUBLIC OF SOUTH AFRICA

IN THE LABOUR COURT OF SOUTH AFRICA, DURBAN

JUDGMENT

Not reportable

Case No. D504/12

In the matter between:

LOVEDALE MODERATE ZIBUYILE HADEBE

APPLICANT

and

SOUTH AFRICAN LOCAL GOVERNMENT

FIRST RESPONDENT

HUMPHREY NDABO N O

SECOND RESPONDENT

In chambers

Delivered: 5 November 2014

Summary: Leave to appeal granted.

JUDGMENT

MHLONGO AJ

- [1] This application in terms of Section 166 of the Labour Relations Act¹, is for Leave to Appeal against a final decision of the court dated 11 June 2014 in this matter.
- [2] The third respondent outlined the grounds of appeal in the submissions in support of the application for Leave to Appeal.
- [3] The applicant submitted a Notice of Opposition and failed/omitted to file submissions.
- [4] The third respondent outlined various grounds of appeal in the submissions in support of the application for Leave to Appeal.
- [5] I have considered all grounds of appeal and concluded that there are reasonable prospects that another court might reach a conclusion materially different to the one reached by this Court.
- [6] Accordingly:
- 6.1 the application for Leave to Appeal is granted on all grounds outlined by the third respondent; and
- 6.2 costs are costs in the appeal.

¹ Labour Relations Act 66 of 1995



Mhlongo, AJ:

Acting Judge of the Labour Court of south Africa

APPEARANCES:

For the Applicant:

P Shangase ,A P Shangase & Associates

For the Third Respondent:

Advocate L Naidoo

Instructed by:

Hughes-Madondo Incorporated