



THE SUPREME COURT OF APPEAL OF SOUTH AFRICA

MEDIA SUMMARY OF JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL

FROM The Registrar, Supreme Court of Appeal

DATE 7 September 2015

STATUS Immediate

Please note that the media summary is for the benefit of the media and does not form part of the judgment.

SASOL LIMITED AND OTHERS v CHEMICAL INDUSTRIES NATIONAL PROVIDENT FUND (20612/2014) [2015] ZASCA x (x September 2015)

The SCA today dismissed with costs an appeal by Sasol Limited and three pension and provident funds against an order in the Gauteng Local Division of the High Court, Johannesburg upholding an application by the Chemical Industries National Provident Fund (CINPF) and dismissing a counter-application by Sasol and the appellant funds. Sasol contended that 2 444 of its employees, who were members of the CINPF, had transferred their membership to one of the appellant funds. It therefore ceased payment of contributions of those members to the CINPF. The CINPF approached the High Court for an order declaring that no such

transfer had taken place and requiring Sasol to continue making contributions in respect of those members. Sasol counter-applied for a declaration that such a transfer had taken place with effect from 1 March 2013. After construing the rules of the CINPF governing transfers, the SCA upheld the judgment of the High Court to the effect that no such transfer had taken place.