|  |  |  |
| --- | --- | --- |
| **LRA Form 3.6****Section 32(6)(a)****Labour Relations Act, 1995** | **COUNCIL REQUESTS TO EXTEND PERIOD OF, OR RENEW, COLLECTIVE AGREEMENT EXTENDED TO NON-PARTIES** |  |
| **READ THIS FIRST****WHAT IS THE PURPOSE OF THIS FORM?**This form requests the Minister of Labour to extend the period of, or renew, a collective agreement that has been extended to non-parties. | **1) COUNCIL DETAILS** Name: ……………………………………………………….……….…..………………………. ……………………………………………………………………………………………………...Address: …………….……………………………………….……….…..…………………………………………………………………………………….….………..…….……………………..…………………………………..…………………..………..…………………………………….Tel: …………………….……….……………. Fax: ……….……………..……………………. |
| **WHO FILLS IN****THIS FORM?**The Secretary of the Council.**WHERE DOES THIS****FORM GO?**The Minister of Labour, c/o the Director-General, Department of Labour, Private Bag X117, Pretoria, 0001.Fax 012-309 4156.E-mail: collective.agreements@labour.gov.za **OTHER INSTRUCTIONS**Two completed copies of this form must be sent to the Department of Labour.Two signed copies of the Certificate of Representativeness of parties to the agreement or of the Council, must accompany this form. | **2) EXTENSION OF PERIOD, OR RENEWAL, OF COLLECTIVE AGREEMENT EXTENDED TO NON-PARTIES**On ……………………….…….…………. a collective agreement was extended in terms of (date)of section 32 to non-parties in the Government Gazette ……………………….……….. on (number)…………….…….…………... That agreement expires/lapsed on ……….……………..….. (date) (date)The Council requests the Minister to ……………………………………………………… the(extend or renew)collective agreement for the period …………………....….….. to ….………..………….…… (date) (date)The following registered trade unions voted in favour of the extension of the period or the renewal:…….……………………………..……….………………..……………………………………….…….……………………………..…………………….…..……………………………………….…………….………………………………………….…………………………………………….…………….……………………..…………………………………………………………………(names of trade unions)Their members constitute the majority of the members of the trade unions that are party to the collective agreement. |

 **.… please turn over →**

*LRA Form 3.6*

*Council request to extend period of, or renew, collective agreement extended to non-parties*

*Page 2 of 5*

|  |  |  |
| --- | --- | --- |
| If a determination in terms of section 49(2) or (3) has not been done within the last twelve months, or there has been a change of parties to the agreement or Council, each party to the collective agreement must fill in either page 3 or 4 of this form.Before a collective agreement may be extended, the agreement itself must comply with the provisions of section 32.**CHECK!**Have you prepared/included:Two copies of the collective agreement?A copy of the Certificate of Representativeness or the representativeness tables on pages 3 and 4? |  | The following registered employers' organisations voted in favour of the extension:……………………………………………………………………………………………………….……………………………………………………………………………………………………….……………………………………………………………………………………………………….……………………………………………………………………………………………………….……………………………………………………………………………………………………….……………………………………………………………………………………………………….(names of employers' organisations)They employ the majority of the employees employed by the members of their employers' organisations that are party to the Council. |

**… please turn over →**

*LRA Form 3.6*

*Council request to extend period of, or renew, collective agreement extended to non-parties*

*Page 3 of 5*

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **REPRESENTATIVENESS OF EMPLOYERS’ ORGANISATION PARTY**  |  | Number of their employees employed in the scope of the agreement |  |  |  |  |  |  |  |  |  |  |  |  |
| Name of Employers’ Organisation ………………………………………………………………………………………………. | Number of employers in the scope of the collective agreement who are members of the employers’ organisation |  |  |  |  |  |  |  |  |  |  |  |  |
| Area(state each area separately, indicating whether magisterial district, province or other) |  |  |  |  |  |  |  |  |  |  |  |  |

**… please turn over →**

*LRA Form 3.6*

*Council request to extend period of, or renew, collective agreement extended to non-parties*

*Page 4 of 5*

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **REPRESENTATIVENESS OF TRADE UNION** |  | Number of union members employed in the sector |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Name of Trade Union …………………………………………………………………………………. | Area(state each area separately, indicating whether magisterial district, province or other) |  |  |  |  |  |  |  |  |  |  |  |  |  |  |

**… please turn over →**

*LRA Form 3.6*

*Council request to extend period of, or renew, collective agreement extended to non-parties*

*Page 5 of 5*

|  |  |
| --- | --- |
|  | **3) REPRESENTATIVENESS** |
|  | \_\_\_\_\_\_\_\_\_\_\_ Total number of employees falling within the scope of the collective agreement and who belong to the trade unions that are party to the collective agreement.\_\_\_\_\_\_\_\_\_\_\_ Total number of employers falling within the scope of the collective agreement and who belong to the employers' organisations that are party to the collective agreement.\_\_\_\_\_\_\_\_\_\_\_ Total number of employees employed within the scope of the collective agreement by the employers who belong to the employers' organisations that are party to the collective agreement.\_\_\_\_\_\_\_\_\_\_\_ Total number of employers within the scope of the collective agreement.\_\_\_\_\_\_\_\_\_\_\_ Total number of employees employed within the scope of the collective agreement. |
|  |  Signature of Secretary of Council …………………………………… Name ………………………………………………………………… Date …………………………………………………………………... |

**DEPARTMENT OF LABOUR DETAILS**

I, …………………………………………..…………………………., duly authorised thereto in terms of Regulation 7(2),

 (name of official)

have checked the information and certify that it is substantially correct.

Signature: ………………………………………………….

Date: ………………………………………………………..

Place: ……………………………………………………….