

MEDIA STATEMENT

5 OCTOBER 2023

NBCRFLI UNFAZED BY RECENT ISS COURT APPLICATION ON MAIN COLLECTIVE AGREEMENT, INTENDS TO OPPOSE

Unsurprised by the recent court application from Innovative Stuffing Solutions (Pty)Ltd (ISS) to challenge main collective agreement dealing with Temporary Employment Services (TES), the National Bargaining Council for the Road Freight and Logistics Industry (NBCRFLI) has instructed its attorney to oppose the application, calling it a delaying tactic and an attempt to mislead employers and employees in the Road Freight and Logistics Industry.

This time in its application to the High Court of South Africa, ISS is seeking an order to declare clause 66(4)(a) of the Main Collective Agreement unlawful, unenforceable, and unconstitutional. Clause 66(4)(a) states that no employer may use the services of a temporary employment services unless the TES is registered with the Council.

“From as far back as 2018, ISS has relentlessly tried every avenue at its disposal without success, including court processes to delay compliance with court orders compelling it to register with the Council and comply with the Main Collective Agreement,” said National Secretary, Musa Ndlovu.

ISS provides several truck drivers to road freight and logistics industry and is clearly a Labour Broker (TES). The Commission for Conciliation, Mediation and Arbitration (CCMA) has confirmed this in an arbitration award.

“We believe we have a strong case against ISS and have instructed our attorney to oppose this court application,” concluded Mr. Ndlovu.

ENDS

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