

Nedlac Section 77 Standing Committee response to Cosatu's intention to embark on protest action on 3 November 2023

Cosatu submitted a notice in terms of Section 77(1)(d) of the Labour Relations Act (LRA) on the 23rd of October 2023 indicating that they intend to embark on protest action on the 3rd of November 2023 using the certificate issued by Nedlac to COSATU, NACTU and FEDUSA on 21 September 2020 which related to public transport challenges during the Covid-19 pandemic.

The Nedlac Standing Committee responsible for considering Section 77 of the LRA notices met on 30 October 2023 and confirmed that the proposed action for Friday 3 November 2023 is not compliant with Section 77(1)(c) and (d) of the LRA. This is because:

- In terms of section 77(1)(c), the matter of privatisation has not been considered by the Standing Committee; and
- In terms of section 77(1)(d), 14 days' notice had not been given.

This means that the planned protest action is not protected in terms of Section 77 of the LRA.

ends