

1) **IN THE BARGAINING COUNCIL FOR THE RESTAURANT CATERING AND ALLIED TRADES**

2) IN THE MATTER BETWEEN

3) The Applicant

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Full Names and Address

AND

The Respondent

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**APPLICATION FOR CONDONATION**

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1) I/We, the undersigned, hereby in terms of section **136 of the Labour Relations Act 66/95** as amended apply for Condonation of the late lodging of a referral for an Arbitration hearing.

2) Take notice that, the date on which the Conciliation meeting was held was on the \_\_\_\_\_

3) Take further notice that, the date on which the alleged dismissal, non-attendance of Arbitration proceedings, unfair Labour Practise is \_\_\_\_\_.

4) A copy of the Application for Condonation was sent to the Respondent by means of

- (1) Per Registered Post - [ ] - registered slip  
(2) Per Hand - [ ] - signature of Respondent \_\_\_\_\_  
(3) Per Telefax - [ ] - fax transmission slip

(Tick which ever is applicable)

5) Take further notice that the reason(s) for the late lodging of the referral is set in an affidavit marked as Annexure "A" hereto

Signed on this \_\_\_\_\_ day \_\_\_\_\_ 2011, at \_\_\_\_\_

1) \_\_\_\_\_  
Signature of Applicant

1.1) \_\_\_\_\_  
Name in full

2) \_\_\_\_\_  
Signature of Applicant Representative

2.1) \_\_\_\_\_  
Name in Full

To the Respondent \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Full name and address

Per Telefax -  - fax transmission slip attached.  
Per Hand -  - signature of Respondent \_\_\_\_\_  
Per Registered Post -  - registration slip  
(Tick which ever is applicable)

And to: Bargaining Council for the Restaurant, Catering and Allied Trades  
2<sup>nd</sup> – 8<sup>th</sup> Floors  
Malborough House  
Cnr Eloff & Fox  
Johannesburg  
2001

P.O. Box 30822  
Braamfontein  
2017  
Tel No: 011 - 331-1016/7/8  
Fax No: 011 – 331-1036  
Per Hand -  - signature of Respondent \_\_\_\_\_  
Per Fax -  - fax transmission slip  
Per Registered Post -  - registration slip

**ANNEXURE "A"**

1) I \_\_\_\_\_ am the Applicant Referring Party in the matter.

2) The reason for the late lodging of the referral is as follows:

2.1) Degree of lateness:

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2.2) The reasons for lateness:

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2.3) The prospects of succeeding with the matter:

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2.4) Prejudice to the opposite party:

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2.5) Additional information (Please describe)

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2.6) The reason for not attending the proceedings (**complete only if applicable**)

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Signed on this \_\_\_\_\_ day \_\_\_\_\_ 2011 at \_\_\_\_\_

1.1) \_\_\_\_\_  
Applicant Signature

1.2) \_\_\_\_\_  
Name in full

**CERTIFICATE BY COMMISSIONER OF OATHS**

- 1. I certify that before administering the oath/affirmation I asked the deponent the following questions and wrote down his/her answers in his/her presence:
  - a) Do you know and understand the contents of this declaration? Yes/No
  - b) Do you have any objection to taking the prescribed oath? Yes/No
  - c) Do you consider the prescribed affirmation to be binding on your conscience? Yes/No
  
- 2. I certify that the deponent has acknowledged that he/she knows and understands the contents of this declaration/affidavit which was sworn to/affirmed before me and the deponent's signature/thumb print/mark was placed thereon in my presence.

\_\_\_\_\_  
COMMISSIONER OF OATH

Full Name:

\_\_\_\_\_

Business Address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Designation: \_\_\_\_\_

Place: \_\_\_\_\_

Date: \_\_\_\_\_