

Your Ref:

Our Ref:

Room 701, Bram Fischer Building

Date: 26 June 2020

Council Item

CORRESPONDENCE FROM SAMWU

1. Purpose

The purpose of this report is to seek approval of the Council to pronounce itself on the correspondence received from the South African Municipal Workers Union (SAMWU).

My office has received two correspondences from the South African Municipal Workers Union, herewith attached.

Recommendation

I hereby request the Council to pronounce itself in this matter before I respond to SAMWU.



Mxolisi Siyonzana
Speaker



South African Municipal Workers' Union SM PULE REGION

SAMWU Free State Province
1ST floor City hall
Room 34/46
Bloemfontein, 9300

Tel No.: 051405 8155/8020/8398
Fax No.: 051 405 8603
E-mail: Leabile.sebego@mangaung.co.za
Website: <http://www.cosatu.org.za/samwu/>

SAMWU
P O Box 2646
Bloemfontein
9300

**The Office of the Speaker
Mangaung Metropolitan Municipality
Bloemfontein
9300**

26 June 2020

Re: Establishment of Mangaung Metro Police

Dear Speaker

The South African Municipal Workers Union will like to urge the municipality to start recognizing other stakeholders in the institution.

We wrote a letter dated 15 June 2020 on Establishment of Mangaung Metro Police and reminded the institution on binding nature and effects of both the Main Collective Agreement as well as the Municipal Systems Act 2000(sec 7(3)) to this date no response was received from your office.

We are cautioning the municipality that should the institution proceed with an unapproved MMPD Organogram and not bargaining with the labour component for the establishment of MMPD we will embark on an industrial action (Protected or Not protected), all the workforce at Social Services belonging to SAMWU will be withdrawn and other directorates will be lobbied for sympathy strike to make a total shutdown.

If the MMPD is established by 1st July 2020 it will show that this municipality will be testing our strength as SAMWU and we are ready to display our strength at any given point should we not be respected as the major stakeholder in the institution.

If we do not receive any response or clarity on the matter from your office by Tuesday the 30th June 2020 we will not hesitate to refer the dispute with the SALGBC meanwhile we organize SAMWU ground forces.

Hope you find all in order and looking forward to your response

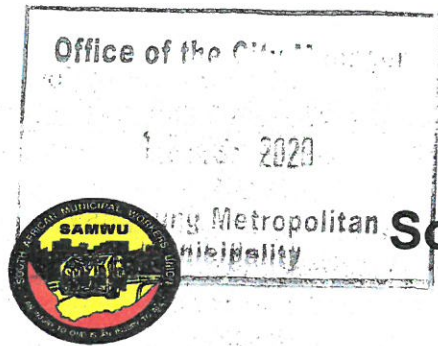
Yours in the working-class struggle

 26/06/2020

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Cde. Leabile Sebegu
SAMWU SM Pule Regional Secretary.

Cc: SAMWU ROBs

Cc: SAMWU LOBs



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P O Box 2646
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**The City Manager
Mangaung Municipality
Bloemfontein
9300**

15 June 2020

Re: Establishment of Mangaung Metro Police

Dear Advocate Mea

The above mentioned subject refers

The local labour forum of MMM established the sub-committee of the LLF in line with the Main Collective Agreement for the purpose of the process for establishment of Metro Police.

The sub-committee mandate was to advise the LLF about the HR process which must be followed towards the process. The sub-committee has not yet briefed the LLF on the process towards that and the Union has learnt with shock that the council meeting has been convened to conclude on the structure and budget for the Metro Police.

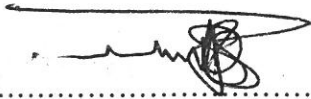
The South African Municipal Workers Union will like to remind the municipality about the binding effect of the Collective Agreement sec 31 of the LRA which states that a Collective Agreement concluded in a Bargaining Council binds all the parties to the Bargaining Council who are the parties to the Collective Agreement and the MMM is party to the Main Collective Agreement as is a member of registered employer organisation (SALGA).

The Local Government Municipal Systems Act 2000, section 7(3) Municipalities must comply with any Collective Agreement concluded by Organized Local Government within its mandate on behalf of local government in the Bargaining Council established for municipalities.

Failure by the municipality to adhere to bargaining processes and by bargaining with bad faith will leave us with no option but to seek legal route. Refrain the item on the agenda for the forthcoming council meeting to afford labour a platform on said matter.

Your cooperation in this regard and speedy response on the matter will be highly appreciated

Yours in the working- class struggle



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Cde Leabile Sebego
SAMWU S.M Pule Regional Secretary.

Cc: The Executive Mayor
Cc: The Administration Team
Cc: The Office of the Speaker