

FOR PSA MEMBERS DEPARTMENT OF DEFENCE (DOD)

17-03-2021

## Labour Court case: Demilitarisation of then-Finance Division

It was previously reported that the employer, through its Advocates, contested the outcome of the Labour Court in that the whole cause of action need to be deemed to have expired in terms of the *Prescription Act*. The PSA confirms that authority was granted for the Advocates to file an application for an expedited hearing through the Labour Appeal Court. The PSA still confirms that retired, resigned, and demised members' dependants would still be eligible for the benefits should the matter be finalised in PSA's favour. The dependants should contact the nearest PSA Provincial Office for updates.

Since the Labour Appeal Court Judge President's instruction to the employer's Advocates to file Heads of Arguments and the subsequent PSA heads of arguments, the process was accordingly acceded. As of 15 March 2021, the PSA would like to inform members that the date still needs to be set down. According to Labour Appeal Court rules, the burden of fast tracking the date rests with the employer's Advocates. The PSA's Advocates confronted the employer's legal team to indicate, as matter of urgency, whether they have applied for the date of the hearing. If they are failing to apply for the hearing date, the PSA's Advocates will be attending thereto on an urgent basis. The PSA's Advocates undertook to speed up the process for set-down of the matter.

The PSA would like to pass its condolences to all members and their families who lost their beloved ones, including extended families.

Members will be informed with immediate effect on the set down date as soon as it is communicated to this Office.

Members will be informed of developments.

GENERAL MANAGER