

**THE REQUIREMENT OF NOTICE OF INDUSTRIAL ACTION  
IN SOUTH AFRICAN LABOUR LAW**

by

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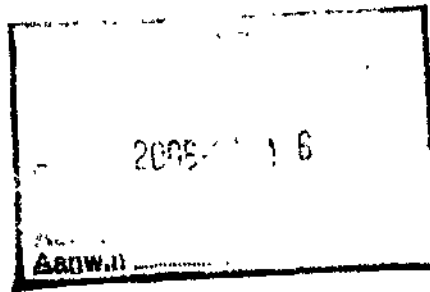
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## DECLARATION

I declare that "THE REQUIREMENT OF NOTICE OF INDUSTRIAL ACTION IN SOUTH AFRICAN LABOUR LAW" is my own work and that all the sources that I have used or quoted have been indicated and acknowledged by means of complete references.

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## **SUMMARY OF DISSERTATION**

- [1] This dissertation is a critical analysis of the provisions of sec 64(1)(b) and (c), 66(2)(b) and 77(1)(b) and (d) of the Labour Relations Act 66 of 1995 which prescribe notice of industrial action as a requirement of protected industrial action in South Africa.
- [2] It traces the historical background of the requirement. It also addresses issues such as the purpose(s) of the notices, their scope of application, meaning, implications, who must give notice, to whom must notice be given, timing, computation, their duration, the consequences of failure to comply with them and various potential difficulties in the practical application of the notice requirement as well as the unintended consequences flowing from the provisions.
- [3] Recommendations are made for the amendment of the Act in certain respects. The dissertation concludes that there is no justification for the inclusion in the Act of this requirement.
- [4] The law is stated as at 30 September 2005.

### **Key terms**

strike notice, lock-out notice, notice of industrial action, secondary strike, protest action, notice of a secondary strike, notice of a protest action, requirement of notice of industrial action, industrial action, strike, lock-out.