



(1) REPORTABLE : YES / NO

(2) INTEREST TO THE JUDGES : YES / NO

(3) REVISED

8/7/2021  
DATE

Musoke  
SIGNATURE

**IN THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG**

Not Reportable  
Case No: JR 2172/18

In the matter between:

**REINHARDT TRANSPORT GROUP (PTY) LTD**

**Applicant**

and

**NATIONAL BARGAINING COUNCIL FOR THE ROAD  
FREIGHT AND LOGISTICS INDUSTRY**

**First Respondent**

**COMMISSIONER DERRICK MAHLANGU N.O**

**Second Respondent**

**BANELE MHLONGO AS REPRESENTED BY TASWU**

**Third Respondent**

**Heard: In Chambers**

**Delivered: 8 July 2021**

---

**JUDGMENT ON APPLICATION FOR LEAVE TO APPEAL**

---

**MANGENA, AJ**

[1] Applicant seeks leave to appeal the whole judgment and order granted on 29 March 2021. The application is opposed by the Third Respondent.

- [2] The basis for the application is that this court failed to take into consideration some important factors the arbitrator failed to take into account when he determined the appropriate sanction.
- [3] Having perused the record and the judgment, I am not persuaded that another court would arrive at a different conclusion.
- [4] There are no prospects of success and the application is dismissed with no order as to costs.

~~M. I. Mangena~~

M. I. Mangena

Acting Judge of Labour Court of South Africa