

**NATIONAL BARGAINING COUNCIL
FOR THE
CLOTHING MANUFACTURING INDUSTRY**
NORTHERN CHAMBER

Tel: 011 402 2737
Fax: 011 402 7375
www.nbc.org.za

1ST FLOOR, GARMENT CENTRE, 148 KERK STREET, JOHANNESBURG 2001

P O Box 5101
Johannesburg
2000

CIRCULAR NO. NBC/03/2006

Telephone Enquiries : Labour Affairs Department

1 September 2006

TO : ALL EMPLOYERS SUBJECT TO PART D OF THE COUNCIL'S NATIONAL MAIN COLLECTIVE AGREEMENT (NORTHERN REGION CLOTHING & MILLINERY SECTORS) WITHIN THE "METRO" AREAS ONLY OF THE NORTHERN CHAMBER OF THE NATIONAL BARGAINING COUNCIL FOR THE CLOTHING MANUFACTURING INDUSTRY)

Dear Sir/Madam

INFORMATION CIRCULAR TO THE INDUSTRY FOLLOWING THE 2006 ROUND OF NEGOTIATIONS

**Province of the Transvaal as it existed prior to the coming
into operation of the Constitution of the Republic of South Africa**

Further to the Council's Circular NBC/2/2006 of 20 March 2006, this circular summarises the outcome of the Industry negotiations. The Parties to the National Bargaining Council, after protracted deliberations with third party facilitation, have concluded a Collective Agreement in terms of which the total labour cost increase for all "Metro" regions amounts to 5% with effect from 1 September 2006. This is made up of a wage increase, a 20 cents per week increase in the HIV/AIDS levy and a 30 cents per week increase in the Bargaining Council levy. The increase in total labour cost also has other consequential contribution increases as reflected hereunder.

The Agreement will be submitted to the Minister of Labour with a request that it be extended to employers and employees in the Industry, other than those who are party to the Agreement, i.e. all Non-Parties.

Details of the negotiated settlement in respect of the Northern Metro Region (Clothing) (Part D of the Council's National Main Collective Agreement) are as follows:-

1. New wage rates and across-the-board increases for the period commencing 1 September 06

The new wage rates from 1 September 2006, which reflect an across-the-board increase of 5% on all grades, less the 50 cents (20c + 30c) increases in the HIV/AIDS and Bargaining Council levies, **rounded** to the nearest 10 cents, are enclosed.

Please note the following:

- (i) Employees who earn in excess of the prescribed wage should receive the increase equivalent to the increase of an employee in the same category. (See attached schedule).
- (ii) Learners in employment for 16 weeks or more in any half-year are deemed to be in employment for the full half-year except in the case of the first half-year where more than 13 weeks' experience is deemed to be employment for the full half-year.

2. Contributions

2.1 Sick Pay Fund

The employee contribution rate to the Sick Pay Fund increases by 50 cents from R2,00 to R2,50 per week, whilst the employer contribution rate increases by 13 cents from R2,50 to R2,63 per week. These now are:

Employee	:	R2,50
Employer	:	R2,63

2.2 Medical Benefit Society

The employee contribution rate to the Medical Benefit Society increases by 50 cents from R7,20 to R7,70 per week, whilst the employer contribution rate increases by 38 cents from R7,60 to R7,98 per week. These now are:

Employee	:	R7,70
Employer	:	R7,98

2.3 Provident Fund

The employer and employee contribution rates to the Provident Fund remain unaltered as:

Employee	:	5.75%
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Employer : 6,5%

2.4 **Bargaining Council Levy**

The Bargaining Council Levy for both the employer and the employee increases by 30 cents per week and is now:

Employee : R1,30
Employer : R1,40

2.5 **HIV/AIDS**

The HIV/AIDS contribution rate payable by the employer only, increases by 20 cents from 10 cents to 30 cents per employee per week.

3. **Trade Union Deductions**

The Trade Union subscription rate for its members remains unchanged at 1% of the member's basic wage rate with a new *minimum* of R4,60 per week and a new *maximum* of R8,50 per week, effective 1 September 2006. The contribution rate towards its funeral scheme increases from R1,00 per week to R1,20 per week bringing the **total new minimum** to R5,80 per week (i.e. the R4,60 plus the R1,20) and the **total new maximum** to R9,70 per week (i.e. the R8,50 plus the R1,20). The Trade Union has sent out a separate notice in this regard.

4. **Schedule of Deductions**

A revised schedule of weekly deductions and contributions accompanies this circular.

5. **Further issues on which agreement was reached**

5.1 **Extension of current gazetted agreements to non-parties**

The Minister will be requested to extend the current gazetted agreements to non-parties for a further period from 1 September 2006 onwards, until the Parties to the Main Agreement agree otherwise.

5.2 **Process to Establish a New Approach to Collective Bargaining**

5.2.1 The parties recognise that it is imperative for the parties to the Council to review their collective bargaining practices and to develop an approach to collective bargaining that is appropriate to the changed circumstances of, and the new pressures on, the industry.

- 5.2.2 The parties commit themselves to develop a new approach to collective bargaining in the industry and to negotiate a national framework agreement.
- 5.2.3 The parties commit themselves to complete the review and negotiations before the commencement of next annual round of negotiations, namely by 31 March 2007.
- 5.2.4 The parties will appoint a working group of employer and trade union representatives to develop the approach and a national agreement. The working group will commence its work in October 2006 and will hold at least 4 meetings arranged by the Council before the end of January 2007 and such further meetings as may be necessary in 2007 to complete its task.
- 5.2.5 The parties will agree a facilitator by 30 September 2006. The facilitator will have the power to-
 - 5.2.5.1 determine all process issues arising from the review and negotiations contemplated in this paragraph, and
 - 5.2.5.2 terminate the process if, in the opinion of the facilitator, one or more of the parties is not participating in good faith.
- 5.2.6 The proposals concerning a new approach to collective bargaining and a national framework agreement made in the course of the annual negotiations for this substantive agreement shall constitute proposals for consideration under the process envisaged in this paragraph. The parties may amend and supplement those proposals or submit new proposals in accordance with any process determined by the facilitator.

6. **Non-Metro Areas** (for the purposes of this circular, means all areas of the old Province of the Transvaal not covered by Parts D (Clothing) and E (Knitting) of the Council's National Main Collective Agreement for the Northern Region)

A separate circular is being distributed to all establishments in the non-metro areas, nationally.

7. **Council's Website (www.nbc.org.za)**

- The Council's website on the Internet is regularly being updated. Those who have access to the Internet can view and download the Main & Provident Fund Collective Agreements of the various "metro" and non-metro areas. These are in the form of consolidated agreements i.e. the original published agreements, updated for subsequent **published** amendments. This notice will also be added to the Council's website.

Any enquiries from employers who are members of any of the Employers' Associations should be directed to

their Association. In the case of non-party establishments, enquiries should be directed to this Chamber's Labour Affairs Department on tel no (011) 402-2737.

Yours faithfully

K PEDRICK
REGIONAL SECRETARY

WAR/wp/Annual Increase 2006 Circular-Northern Clothing (incl Millinery)