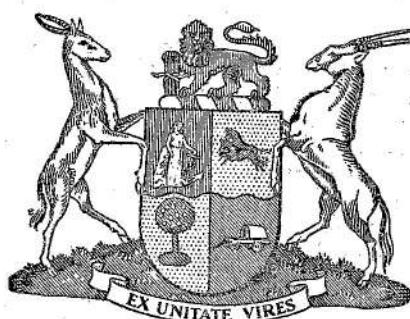


Republiek van Suid-Afrika

Republic of South Africa



Buitengewone Staatskoerant Government Gazette Extraordinary

(As 'n Nuusblad by die Poskantoor Geregistreer)

(Registered at the Post Office as a Newspaper)

(REGULASIEKOERANT No. 618)

Prys 10c Price
Oorsee 15c Overseas
POSVRY - POST FREE

(REGULATION GAZETTE No. 618)

VOL. 19.]

PRETORIA, 28 JANUARIE
28 JANUARY 1966.

[No. 1354.



GOEWERMENSKENNISGEWING.

DEPARTEMENT VAN ARBEID.

No. R. 141.]

[28 Januarie 1966.

WET OP NYWERHEIDSVERSOENING, 1956.

YSTER-, STAAL-, INGENIEURS- EN
METALLURGIËSE NYWERHEID.

GROEPSPENSIOENFONDSOOREENKOMS.

EK, ALFRED ERNEST TROLLIP, Minister van Arbeid,
verklaar hierby—

- kragtens artikel *agt-en-veertig* (1) (a) van die Wet op Nywerheidsversoening, 1956, dat al die bepalings van die Ooreenkoms wat in die Bylae hiervan verskyn en op die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid betrekking het, vanaf die tweede Maandag na die datum van publikasie van hierdie kennisgewing en vir die tydperk wat vyf jaar vanaf genoemde Maandag eindig, bindend is vir die werkgewersorganisasies en die vakverenigings wat die Ooreenkoms aangegaan het en vir die werkgewers en werknemers wat lede van genoemde organisasies of verenigings is;
- kragtens artikel *agt-en-veertig* (1) (b) van genoemde Wet dat die bepalings van die Ooreenkoms, uitgesond dié vervat in artikels 1, 2 (1) en 7, vanaf die tweede Maandag na die datum van publikasie van hierdie kennisgewing en vir die tydperk wat vyf jaar vanaf genoemde Maandag eindig, bindend is vir alle ander werkgewers en werknemers as dié genoem in paragraaf (a) van hierdie kennisgewing, wat betrokke is by of in diens is in genoemde Nywerheid in die landdrosdistrikte Alberton, Bellville, Benoni, Bloemfontein, Boksburg, Bothaville, Brakpan, die Kaap, Durban, Oos-Londen, Germiston, Heidelberg (Transvaal), Johannesburg, Kempton Park, Kimberley, Klerksdorp, Kroonstad, Krugersdorp, Middelburg (Transvaal), Newcastle, Nigel, Odendaalsrus, Parys, Pietermaritzburg, Pinetown, Port Elizabeth, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Simonstad, Springs, Uitenhage, Vanderbijlpark, Vereeniging, Welkom, Witbank en Wynberg; en
- kragtens artikel *agt-en-veertig* (3) (a) van genoemde Wet dat die bepalings van die Ooreenkoms, uitgesond dié veryat in artikels 1, 2 (1) en 7, vanaf die tweede Maandag na die datum van publikasie van hierdie kennisgewing en vir die tydperk wat vyf jaar vanaf genoemde Maandag eindig, in die

No. R. 141.]

[28 January 1966.

INDUSTRIAL CONCILIATION ACT, 1956.

IRON, STEEL, ENGINEERING AND
METALLURGICAL INDUSTRY.

GROUP PENSION FUND AGREEMENT.

I, ALFRED ERNEST TROLLIP, Minister of Labour,
hereby—

- in terms of section *forty-eight* (1) (a) of the Industrial Conciliation Act, 1956, declare that all the provisions of the Agreement which appears in the Schedule hereto and which relates to the Iron, Steel, Engineering and Metallurgical Industry shall be binding from the second Monday after the date of publication of this notice and for the period ending five years from the said Monday, upon the employers' organisations and the trade unions which entered into the Agreement and upon the employers and employees who are members of the said organisations or unions;
- in terms of section *forty-eight* (1) (b) of the said Act, declare that the provisions of the Agreement, excluding those contained in sections 1, 2 (1) and 7, shall be binding from the second Monday after the date of publication of this notice and for the period ending five years from the said Monday, upon all employers and employees other than those referred to in paragraph (a) of this notice, who are engaged or employed in the said Industry in the Magisterial Districts of Alberton, Bellville, Benoni, Bloemfontein, Boksburg, Bothaville, Brakpan, The Cape, Durban, East London, Germiston, Heidelberg (Transvaal), Johannesburg, Kempton Park, Kimberley, Klerksdorp, Kroonstad, Krugersdorp, Middelburg (Transvaal), Newcastle, Nigel, Odendaalsrus, Parys, Pietermaritzburg, Pinetown, Port Elizabeth, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Simonstown, Springs, Uitenhage, Vanderbijlpark, Vereeniging, Welkom, Witbank and Wynberg; and
- in terms of section *forty-eight* (3) (a) of the said Act, declare that in the Magisterial Districts of Alberton, Bellville, Benoni, Bloemfontein, Boksburg, Bothaville, Brakpan, The Cape, Durban, East London, Germiston, Heidelberg (Transvaal), Johannesburg, Kempton Park, Kimberley, Klerksdorp, Kroonstad,

landdrosdistrikte Alberton, Bellville, Benoni, Bloemfontein, Boksburg, Bothaville, Brakpan, die Kaap, Durban, Oos-Londen, Germiston, Heidelberg (Transvaal), Johannesburg, Kempton Park, Kimberley, Klerksdorp, Kroonstad, Krugersdorp Middelburg (Transvaal), Newcastle, Nigel, Ondalaarsrus, Parys, Pietermaritzburg, Pinetown, Port Elizabeth, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Simonstad, Springs, Uitenhage, Vanderbijlpark, Vereeniging, Welkom, Witbank en Wynberg *mutatis mutandis* bindend is vir alle Bantoes in diens in genoemde Nywerheid by dié werkgewers vir wie enigeen van genoemde bepallings ten opsigte van werknemers bindend is en vir daardie werkgewers ten opsigte van Bantoes in hul diens.

A. E. TROLLIP,
Minister van Arbeid.

BYLAE.

NASIONALE NYWERHEIDSRAAD VIR DIE YSTER-, STAAL-, INGENIEURS- EN METALLURGIESTAAL- NYWERHEID.

OOREENKOMS

ingevolge die bepallings van die Wet op Nywerheidsversoening, 1956, gesluit en aangegaan deur en tussen die—

Association of Electric Cable Manufacturers of South Africa; Automotive Parts Production Engineers' Association; Cape Engineers' and Founders' Association; Constructional Engineering Association; East London Engineers' and Founders' Employers' Association; Edge Hand and Small Tool Manufacturers' Association; Electrical Engineering and Allied Industries Association; Engineers' and Founders' Association (Transvaal, Orange Free State and Northern Cape); Gate and Fence Manufacturers' Association of the Transvaal; Heavy Engineering Manufacturers' Association; Iron and Steel Producers' Association of South Africa; Lift Engineering Association of South Africa; Light Engineering Industries Association of South Africa; Materials Handling and Construction Plant Association of South Africa; Natal Engineering Industries Association; Non-Ferrous Metal Industries Association of South Africa; Plastics Manufacturers' Association of South Africa; Port Elizabeth Engineers' Association; Precision Manufacturing Engineers' Association; Radio Refrigeration and Electrical Appliance Association of South Africa; Sheetmetal Industries Association of South Africa; S.A. Agricultural and Irrigation Machinery Manufacturers' Association; S.A. Association of Shipbuilders and Repairers; S.A. Electro Plating Industries Association; S.A. Fasteners Manufacturers' Association; South African Industrial Refrigeration and Air Conditioning Contractors' Association; S.A. Production Founders' Association; S.A. Reinforced Concrete Engineers' Association; S.A. Tube Makers' Association; S.A. Wire and Wire Rope Manufacturers' Association; S.A. Wrought Non-Ferrous Metal Manufacturers' Association.

Transvaal and Orange Free State Foundry Association; (hieronder die "werkgewers" of die "werkgewersorganisasies" genoem), aan die een kant, en die

Amalgamated Engineering Union of South Africa; Amalgamated Society of Woodworkers of South Africa; Engineering Industrial Workers' Union; Iron Moulders' Society of South Africa; S.A. Boilermakers', Iron and Steel Workers', Shipbuilders' and Welders' Society; S.A. Electrical Workers' Association; S.A. Engine Drivers' and Firemen's Association; Suid-Afrikaanse Yster, Staal en Verwante Nywerhede Unie;

(hieronder die "werknemers" of die "vakverenigings" genoem), aan die ander kant, wat die partye is by die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid.

1. GELDIGHEIDSDUUR VAN OOREENKOMS.

Hierdie Ooreenkoms tree in werking op dié datum wat die Minister van Arbeid kragtens artikel *agt-en-veertig* van die Wet op Nywerheidsversoening, 1956, mag vasstel, en bly van krag vir 'n tydperk van vyf jaar, of vir dié tydperk wat die Minister mag bepaal.

Krugersdorp, Middelburg (Transvaal), Newcastle, Nigel, Odendaalsrus, Parys, Pietermaritzburg, Pinetown, Port Elizabeth, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Simonstown, Springs, Uitenhage, Vanderbijlpark, Vereeniging, Welkom, Witbank and Wynberg and from the second Monday after the date of publication of this notice and for the period ending five years from the said Monday, the provisions of the Agreement, excluding those contained in sections 1, 2 (1) and 7, shall *mutatis mutandis* be binding upon all Bantu employed in the said Industry by the employers upon whom any of the said provisions are binding in respect of employees and upon those employers in respect of Bantu in their employ.

A. E. TROLLIP,
Minister of Labour.

SCHEDULE.

NATIONAL INDUSTRIAL COUNCIL FOR THE IRON, STEEL, ENGINEERING AND METALLURGICAL INDUSTRY.

AGREEMENT

in accordance with the provisions of the Industrial Conciliation Act, 1956, made and entered into between the—

Association of Electric Cable Manufacturers of South Africa; Automotive Parts Production Engineers' Association; Cape Engineers' and Founders' Association; Constructional Engineering Association; East London Engineers' and Founders' Employers' Association; Edge Hand and Small Tool Manufacturers' Association; Electrical Engineering and Allied Industries Association; Engineers' and Founders' Association (Transvaal, Orange Free State and Northern Cape); Gate and Fence Manufacturers' Association of the Transvaal; Heavy Engineering Manufacturers' Association; Iron and Steel Producers' Association of South Africa; Lift Engineering Association of South Africa; Light Engineering Industries Association of South Africa; Materials Handling and Construction Plant Association of South Africa; Natal Engineering Industries Association; Non-Ferrous Metal Industries Association of South Africa; Plastics Manufacturers' Association of South Africa; Port Elizabeth Engineers' Association; Precision Manufacturing Engineers' Association; Radio, Refrigeration and Electrical Appliance Association of South Africa; Sheetmetal Industries Association of South Africa; S.A. Agricultural and Irrigation Machinery Manufacturers' Association; S.A. Association of Shipbuilders and Repairers; S.A. Electro Plating Industries Association; S.A. Fasteners Manufacturers' Association; South African Industrial Refrigeration and Air Conditioning Contractors' Association; S.A. Production Founders' Association; S.A. Reinforced Concrete Engineers' Association; S.A. Tube Makers' Association; S.A. Wire and Wire Rope Manufacturers' Association; S.A. Wrought Non-Ferrous Metal Manufacturers' Association; Transvaal and Orange Free State Foundry Association;

(hereinafter referred to as "the employers" or "the employers' organisations"), of the one part, and the

Amalgamated Engineering Union of South Africa; Amalgamated Society of Woodworkers of South Africa; Engineering Industrial Workers' Union; Iron Moulders' Society of South Africa; S.A. Boilermakers', Iron and Steel Workers', Shipbuilders' and Welders' Society; S.A. Electrical Workers' Association; S.A. Engine Drivers' and Firemen's Association; Suid-Afrikaanse Yster, Staal en Verwante Nywerhede Unie;

(hereinafter referred to as "the employees" or "the trade unions") of the other part, being parties to the National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries.

1. PERIOD OF OPERATION OF AGREEMENT.

This Agreement shall come into operation on such date as may be fixed by the Minister of Labour in terms of section *forty-eight* of the Industrial Conciliation Act, 1956, and shall remain in force for a period of five years from that date or for such period as the Minister may determine.

2. TOEPASSINGSBESTEK VAN OOREENKOMS.

(1) Behoudens andersluidende bepalings in hierdie klousule, moet die bepaling van hierdie Ooreenkoms in onderstaande landdrosdistrikte van die Republiek van Suid-Afrika nagekom word deur alle werkgewers en werknemers in die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid wat onderskeidelik lede van die werkgewersorganisasie en die vakverenigings is:—

Alberton, Bellville, Benoni, Bloemfontein, Boksburg, Bothaville, Brakpan, die Kaap, Durban, Oos-Londen Germiston, Heidelberg (Tvl.), Johannesburg, Kempton Park, Kimberley, Klerksdorp, Kroonstad, Krugersdorp, Middelburg (Tvl.), Newcastle, Nigel, Odendaalsrus, Parys, Pietermaritzburg, Pinetown, Port Elizabeth, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Simonstad, Springs, Uitenhage, Vanderbijlpark, Vereeniging, Welkom, Witbank en Wynberg (Kaap).

(2) Die bepaling van hierdie Ooreenkoms is nie van toepassing op die volgende nie:—

- (i) werknemers terwyl hulle deel het aan die Groepewe- en Voorsorgsfonds vir Metaalnywerhede wat op die tydstip van krag is;
- (ii) 'n werknemer wat op die inwerkintredingsdatum van hierdie Ooreenkoms of daarna 'n deelnemer was aan, of lid geword het van, enige fonds wat voorsiening maak vir voorsorgs- en/of pensioenvoordele, wat op genoemde datum bestaan het en waaraan die werkgever van daardie werknemer op genoemde datum deelgeneem het, of op die werkgever van daardie werknemer gedurende slegs dié tydperk wat sodanige fonds in werking bly en beide die werkgever en die werknemer daarvan deelneem; met dien verstande dat 'n fonds wat uitsluitlik voorsiening maak vir die betaling van bystand by afsterwe, vir die toepassing van hierdie Ooreenkoms nie geag word 'n pensioen- of voorschlagsfonds te wees nie; en voorts met dien verstande dat die rigtinggewende beginsel waarvolgens 'n fonds van die voorgaande beginsels uitgesluit word, dié is dat die voordele wat betaalbaar is, na die mening van die Raad nie onbillik moet wees nie;
- (iii) die ondernemings van die S.A. Yster- en Staalnywerheidskorporasie Beperk.

3. WOORDOMSKRYWING.

Alle uitdrukings wat in hierdie Ooreenkoms gebesig en in die Wet op Nywerheidsversoening, 1956, omskryf word, het dieselfde betekenis as in daardie Wet, en waar daar van 'n wet melding gemaak word, word ook alle wysigings van sodanige Wet bedoel; voorts tensy onbestaanbaar met die samehang, beteken—

"vak leerling" 'n werknemer wat diens doen ingevolge 'n skriftelike vak leerling kontrak wat deur die Raad erken word of 'n vak leerling kontrak wat ingevolge die Wet op Vak leerling, 1944, geregistreer is of wat diens doen ooreenkomsdig in reëling wat getref is voordat hy 'n vak leerling geword het;

"Raad" die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs en Metallurgiese Nywerheid, Posbus 9381, Johannesburg;

"werknemer" 'n werknemer, uitgesonderd 'n vak leerling, wie se minimum loon opgeneem is in die lys in die Hoofooreenkoms vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid, wat by Goewermentskennisgewing No. R. 1281 van 27 Augustus 1965 gepubliseer is, en in die Ooreenkoms vir die Afdeling Radio-, Verkoelings- en Huishoudelike Elektriese Toestelle, wat by Goewermentskennisgewing No. R. 1964 van 10 Desember 1965 gepubliseer is, en die Ooreenkoms vir die ISPA-subgroep wat by Goewermentskennisgewing No. R. 1282 van 27 Augustus 1965 gepubliseer is;

"bedryfsinrigting" 'n perseel waarin of waarop die nywerhede, of 'n gedeelte daarvan, soos hierin omskryf, beoefen word;

"Uitvoerende Komitee" die Uitvoerende Komitee van die Raad wat ooreenkomsdig die konstitusie daarvan aangestel is;

"Fonds" die Groeps pensioenfonds vir die Metaalnywerheid;

"Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid" of "Nywerhede" (behoudens die bepaling van die Afbakeningsvasstelling gepubliseer by Goewermentskennisgewing No. R. 1971 van 30 November 1962), die nywerhede betrokke by die produksie van yster en/of staal en/of legerings en/of die verwerking en/of herwinning en/of raffinering van metaal (uitgesonderd edelmetale) en/of legering van metaalkuum en/of afval en/of residu's; die onderhoud, vervaardiging, oprigting of inmekaarsit, bou, verandering, vervanging of herstel van enige masjiën, voertuig (uitgesonderd motorvoertuig) of artikel wat hoofsaaklik uit metaal (uitgesonderd edelmetale) bestaan, of gedeeltes of samestellende dele daarvan, 'n boumetaalwerk, met inbegrip van staalwapeningswerk; die vervaardiging van metaalgoedere hoofsaaklik van sodanige yster en/of staal en/of ander metaal (uitgesonderd edelmetale) en/of legerings en/of die afwerking van metaalgoedere; die bou en/of verandering en/of herstel van bote en/of skepe, met inbegrip van die afskraap, afbik en/of afklop en/of verf van die rompe van bote en/of skepe en algemene houtwerk wat in verband met skeeps herstel werk onderneem word, en omvat dit ook die Elektrotegniese Ingenieursnywerheid, die Hyser- en Roltrapnywerheid en die Plastieknywerheid, maar nie ook die Motornywerheid nie;

2. SCOPE OF APPLICATION OF AGREEMENT.

(1) Except as otherwise provided in this section, the terms of this Agreement shall apply to and be observed in the following Magisterial districts of the Republic of South Africa by all employers and employees in the Iron, Steel, Engineering and Metallurgical Industries who are members of the employers' organisations and trade unions respectively:—

Alberton, Bellville, Benoni, Bloemfontein, Boksburg, Bothaville, Brakpan, The Cape, Durban, East London, Germiston, Heidelberg (Tvl.), Johannesburg, Kempton Park, Kimberley, Klerksdorp, Kroonstad, Krugersdorp, Middelburg (Tvl.), Newcastle, Nigel, Odendaalsrus, Parys, Pietermaritzburg, Pinetown, Port Elizabeth, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Simonstad, Springs, Uitenhage, Vanderbijlpark, Vereeniging, Welkom, Witbank and Wynberg (Cape).

(2) The terms of this Agreement shall not apply to—

- (i) employees whilst they are participating in the Metal Industries Group Life and Provident Fund in force for the time being;
- (ii) any employee who was on the date of coming into operation of this Agreement or thereafter becomes a participant in and member of any Fund providing provident and/or pension benefits, which was in existence on the said date (and in which the employer of that employee was on the said date a participant) or to the employer of that employee during such period only as such fund continues to operate and both employer and employee are participants therein; provided that a fund which provides solely for payment on death of benefits shall not be deemed to be a pension or provident fund for purposes of this Agreement; and provided further the guiding principle in determining the exclusion of any fund from the foregoing principles shall be that benefits payable shall in the opinion of the Council be not inequitable;
- (iii) the undertakings of the S.A. Iron and Steel Industrial Corporation, Limited.

3. DEFINITIONS.

Any expressions used in this Agreement which are defined in the Industrial Conciliation Act, 1956, shall have the same meaning as in that Act, and any reference to an Act shall include any amendments to such Act; further, unless inconsistent with the context—

"apprentice" means an employee serving under a written contract of apprenticeship recognised by the Council or a contract of apprenticeship registered under the Apprenticeship Act, 1944, or employed under any pre-apprenticeship arrangement;

"Council" means the National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries, P.O. Box 9381, Johannesburg;

"employee" means an employee other than an apprentice whose minimum rate of pay is scheduled in the Main Agreement for the Iron, Steel, Engineering and Metallurgical Industry, published under Government Notice No. R. 1281 of the 27th August, 1965, the Agreement for the Radio, Refrigeration and Domestic Electrical Appliance Division published under Government Notice No. R. 1964 of the 10th December, 1965, and the Agreement for the ISPA sub-Group published under Government Notice No. R. 1282 of the 27th August, 1965;

"establishment" means any premises wherein or whereon the Industries, or part thereof, as herein defined, is carried on;

"Executive Committee" means the Executive Committee of the Council appointed in terms of its constitution;

"Fund" means the Metal Industries Group Pension Fund;

"Iron, Steel, Engineering and Metallurgical Industries" or "Industries" means (subject to the provisions of the Demarcation Determination published under Government Notice No. R. 1971 of the 30th November, 1962), the industries concerned with the production of iron and/or steel and/or alloys and/or the processing and/or recovery and/or refining of metals (other than precious metals) and/or alloys from dross and/or scrap and/or residues; the maintenance, fabrication, erection or assembly, construction, alteration, replacement or repair of any machine, vehicle (other than a motor vehicle) or article consisting mainly of metal (other than precious metal) or parts or components thereof and structural metal work, including steel reinforcement work; the manufacture of metal goods principally from such iron and/or steel and/or other metals (other than precious metals) and/or alloys and/or the finishing of metal goods; the building and/or alteration and/or repair of boats and/or ships including the scraping, chipping and/or scaling and/or painting of the hulls of boats and/or ships and general wood-work undertaken in connection with ship repairs, and includes the Electrical Engineering Industry, Lift and Escalator Industry and Plastics Industry but does not include the Motor Industry;

"Elektrotegniese Ingenieursnywerheid"—

- (a) die vervaardiging en/of inmekaarsit, uit samstellende dele, van elektriese uitrusting, naamlik generators, motore, konvertors, skakel- en kontroleuitrusting (met inbegrip van relês, kontaktors, elektriese instrumente en uitrusting wat daarvaa in verband staan), elektriese verligting, verwarming, kookwerk, verkoeler- en koel-uitrusting, transformators, oondrustrusting, seinuitrusting, radio- of elektroniese uitrusting en ander uitrusting waarin gebruik gemaak word van die beginsels wat gevog word in verband met die bediening van radio- en elektroniese uitrusting, gloeilampe en elektriese kabels en huishoudelike elektriese toestelle, en omvat dit ook die vervaardiging van samstellende dele van voornoemde uitrusting;
- (b) die installering, onderhoud en herstel van die uitrusting genoem in paragraaf (a) hierbo, in die provinsie Transvaal, maar nie ook die Elektrotegniese Aannemingsbedryf nie;
- "Elektrotegniese Aannemingsbedryf" die ontwerp, bereiding (uitgesonderd vervaardiging vir verkoop) en oprigting van elektriese installasies wat 'n integrerende en permanente deel van geboue uitmaak en die herstel en/of onderhoud van sodanige installasies, met inbegrip van kabellassewerk en die elektrotegniese bedrading wat daarvaa in verband staan;
- "Hyser- en Roltrapnywerheid" die vervaardiging en/of inmekaarsit en/of installering en/of herstel van elektriese hyssers en roltrappe;
- "pensioengewende besoldiging" die werklike loon, afgesien van oortydbesoldiging en/of toelaes en/of bonusverdienste;
- "Plastieknywerheid" die vervaardiging van artikels of gedeeltes van artikels geheel en al of hoofsaaklik uit plastiek, maar uitgesonderd die vervaardiging van die volgende artikels wat van plastiekplaatmateriaal gemaak word, naamlik:
- "Kledingstukke, tasse en handsakke, skoene, stuels, oorskoeke, oortreksels vir bekleedsel en hortjiebindings van plastiek;
 - "plastiek" enigeen van die groep materiale wat 'n organiese stof van 'n groot molekulêre gewig as 'n noodsaklike bestanddeel bevat of daaruit bestaan en wat, hoewel dit in die afgewerkte stadium solied is, en die een of ander stadium gedurende die vervaardiging daarvan geforseer is of geforseer kan word, d.w.s. gegiet, gekalandeer, uitgedruk of in verskillende vorms gegiet is deur middel van vloeiling, gewoonlik deur die toediening, het sy alleen of gesamentlik, van hitte en druk;
 - "edelmetale" die edelmetale goud, silwer, platina en/of palladium en/of enige legering wat genoemde edelmetale of enigeen daarvan in sodanige verhouding tot 'n ander metaal bevat dat dit die grootste gedeelte van die waarde van sodanige legering uitmaak;
 - "Motornywerheid" die Motornywerheid soos omskryf in die Ooreenkoms wat by Goewermentskennisgewing No. 600 van 26 April 1963 gepubliseer is;
 - "gebied A" die landdrosdistrikte Bellville, die Kaap, Simonstad en Wynberg, en vir die doel van die bepaalde gebiede is die adres van die Raad die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid (Kaapse Streekraad), Posbus 4012, Kaapstad;
 - "gebied B" die landdrosdistrik Oos-Londen, en vir die doel van hierdie bepaalde gebiede is die adres van die Raad die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid (Streekraad vir Grens), Posbus 27, Oos-Londen;
 - "gebied C" die landdrosdistrikte Durban, Newcastle, Pinetown en Pietermaritzburg en vir die doel van hierdie bepaalde gebiede is die adres van die Raad die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid (Natalse Streekraad), Posbus 2778, Durban;
 - "gebied D" die landdrosdistrikte Port Elizabeth en Uitenhage, en vir die doel van hierdie besondere gebiede is die adres van die Raad die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid (Middellandse Streekraad), Posbus 2221, Port Elizabeth;
 - "gebied E" die landdrosdistrikte Alberton, Benoni, Boksburg, Brakpan, Germiston, Heidelberg (Tvl.), Johannesburg, Kempton Park, Krugersdorp, Middelburg (Tvl.), Nigel, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Springs, Vanderbijlpark, Vereeniging en Witbank, en vir die doel van hierdie bepaalde gebiede is die adres van die Raad die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid (Transvaalse Streekraad), Posbus 3998, Johannesburg;
 - "gebied F" die landdrosdistrikte Bloemfontein, Bothaville, Kimberley, Klerksdorp, Kroonstad, Odendaalsrus, Parys en Welkom, en vir die doel van hierdie bepaalde gebiede is die adres van die Raad die Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingenieurs- en Metallurgiese Nywerheid (Oranje-Vrystaatse en Noord-Kaaplandse Streekraad), Posbus 95, Welkom.

4. LIDMAATSKAP.

Werknemers onder die ouderdom van 65 jaar vir wie bydraes betaal word, is lede van die Fonds.

"Electrical Engineering Industry" means—

(a) the manufacture and/or assembly from component parts of electrical equipment, namely generators, motors, converters, switch and control gear (including relays, contactors, electrical instruments and equipment associated therewith), electrical lighting, heating, cooking, refrigeration and cooling equipment, transformers, furnace equipment, signalling equipment, radio or electronic equipment and other equipment utilising the principles used in the operation of radio and electronic equipment, incandescent lamps and electric cables and domestic electrical appliances, and includes the manufacture of component parts of the aforementioned equipment;

(b) the installation, maintenance and repair of the equipment referred to in paragraph (a) above in the Province of the Transvaal, but does not include the Electrical Contracting Industry;

"Electrical Contracting Industry" means the design, preparation (other than manufacture for sale) and erection of electrical installations forming an integral and permanent portion of buildings and the repair and/or maintenance of such installations, including any cable jointing and electrical wiring associated therewith;

"Lift and Escalator Industry" means the manufacture and/or assembly and/or installation and/or repair of electrical lifts and escalators;

"pensionable emoluments" means the actual wage exclusive of overtime and/or allowances and/or bonus earnings;

"plastic industry" means the manufacture of articles or parts of articles wholly or mainly from plastics, but does not include the manufacture of the following articles made from plastic sheeting material, viz. wearing apparel, bags and handbags, boots, shoes, overshoes, upholstery coverings and plastic venetian blinds;

"plastic" means any one of the group of materials which consists of or contains as an essential ingredient an organic substance of a large molecular weight and which while solid in the finished state, at some stage in its manufacture has been or can be forced, i.e. cast, calendered, extruded or moulded into various shapes by flow, usually through the application singly or together of heat and pressure;

"precious metals" means the precious metals gold, silver, platinum and/or palladium and/or any alloy containing the said precious metals or any of these in such proportion with any other metals to be the greater part in value of such alloy;

"Motor Industry" means the Motor Industry as defined in the Agreement published under Government Notice No. 600 of the 26th April, 1963;

"region A" means the Magisterial Districts of Bellville, The Cape, Simonstown, and Wynberg, and for the purposes of these particular areas the address of the Council shall be the "National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries, (Cape Regional Council)", P.O. Box 4012, Cape Town;

"region B" means the Magisterial District of East London, and for the purposes of this particular area, the address of the Council shall be the "National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Border Regional Council)", P.O. Box 27, East London;

"region C" means the Magisterial Districts of Durban, Newcastle, Pinetown and Pietermaritzburg and for the purpose of these particular areas the address of the Council shall be the "National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Natal Regional Council)", P.O. Box 2778, Durban;

"region D" means the Magisterial Districts of Port Elizabeth, Uitenhage, and for the purposes of these particular areas the address of the Council shall be the "National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Midland Regional Council)", P.O. Box 2221, Port Elizabeth;

"region E" means the Magisterial Districts of Alberton, Benoni, Boksburg, Brakpan, Germiston, Heidelberg (Tvl.), Johannesburg, Kempton Park, Krugersdorp, Middelburg (Tvl.), Nigel, Potgietersrus, Pretoria, Randfontein, Roodepoort, Sasolburg, Springs, Vanderbijlpark, Vereeniging and Witbank, and for the purposes of these particular areas the address of the Council shall be the "National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Transvaal Regional Council)", P.O. Box 3998, Johannesburg;

"region F" means the Magisterial Districts of Bloemfontein, Bothaville, Kimberley, Klerksdorp, Kroonstad, Odendaalsrus, Parys and Welkom, and for the purposes of these particular areas the address of the Council shall be the "National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Orange Free State and Northern Cape Regional Council)", P.O. Box 95, Welkom.

4. MEMBERSHIP.

Employees under the age of 65 years for whom contributions are made shall be members of the Fund.

5. BYDRAES.

(1) Nademaal die Raad van die stigting van die Groeppensioenfonds vir Metaalnywerhede in kenniggestel is, magtig hy, ten einde uitvoering te gee aan die doelstellings in die konstitusie van die Fonds gemeld, hierby die invordering van bydraes ooreenkomsdig die procedure wat hieronder in besonderhede aangegee word.

(2) Met ingang van die datum waarop hierdie Ooreenkoms in werking tree, moet die werkewer ten opsigte van daardie werkemers wat lede van die Fonds is, of lede daarvan word, bydraes aan die Fonds betaal.

Die werkewer moet ten opsigte van elke betrokke werkemmer 'n bedrag bydra wat gelyk is aan vyf (5) persent van die weeklikse pensioengewende besoldiging (bereken tot op die naaste volgende sent) en hy moet die totale bedrag vir elke maand aan die Raad stuur tesame met 'n staat in dié vorm wat van tyd tot tyd voorgeskryf mag word.

(3) Daar word geen bydraes betaal nie ten opsigte van afwesigheid met onbetaalde verlof, siekterverlof, afwesighede weens beserings op diens en militêre opleiding.

(4) Bydraes moet ten opsigte van tydperke wat 'n werkemmer met volle betaling op vakansie is, betaal word.

(5) Bydraes ooreenkomsdig subklousule (2) mag betaal word ten opsigte van ander werkemers wat nie deel het aan die Groep-lew- en Voorsorgsfonds vir Metaalnywerhede nie.

(6) Die bedrag wat elke maand ingevolge hierdie klousule betaalbaar is, moet voor of op die vyftiende dag van die maand wat onmiddellik daarop volg, soos volg aan die Raad gestuur word:—

Elke werkewer in streek A, aan die Sekretaris, Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingénieurs- en Metallurgiese Nywerheid (Kaapse Streekraad), Posbus 4012, Kaapstad;

elke werkewer in streek B, aan die Sekretaris, Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingénieurs- en Metallurgiese Nywerheid (Streekraad vir Grens), Posbus 27, Oos-Londen;

elke werkewer in streek C, aan die Sekretaris, Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingénieurs- en Metallurgiese Nywerheid (Natalse Streekraad), Posbus 2778, Durban;

elke werkewer in streek D, aan die Sekretaris, Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingénieurs- en Metallurgiese Nywerheid (Middelandse Streekraad), Posbus 2221, Port Elizabeth;

elke werkewer in streek E, aan die Sekretaris, Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingénieurs- en Metallurgiese Nywerheid (Transvaalse Streekraad), Posbus 3998, Johannesburg;

elke werkewer in streek F, aan die Sekretaris, Nasionale Nywerheidsraad vir die Yster-, Staal-, Ingénieurs- en Metallurgiese Nywerheid (Oranje-Vrystaatse en Noord-Kaaplandse Streekraad), Posbus 95, Welkom, O.V.S.; tesame met 'n staat in dié vorm wat die Raad van tyd tot tyd mag voorskryf.

Vir die toepassing van hierdie klousule beteken—

"skof" daardie werktydperk wat gewoonlik deur 'n werkemmer in enige tydperk van 24 uur gewerk word;

(7) Alle bydraes wat deur die Raad ontvang word, moet aan die Fonds betaal word.

6. ADMINISTRASIE.

(1) Die Fonds word ooreenkomsdig die Reëls van die Fonds geadministreer. Sodanige reëls mag nie met hierdie Ooreenkoms of met die bepalings van die Wet op Nywerheidsversoening, 1956, onbestaanbaar wees nie, en 'n kopie van die Reëls en van alle wysigings daarvan moet by die Sekretaris van Arbeid ingedien word.

(2) Ingeval die Raad ontbind word of ingeval dit ophou om te funksioneer gedurende die geldigheidstermyn van hierdie Ooreenkoms, moet die Bestuursraad wat ooreenkomsdig die konstitusie van die Fonds aangestel is, die funksies van die Raad oorneem vir sover dit hierdie Ooreenkoms betref, en indien die Bestuursraad om watter rede ook al, onwillig is om sodanige pligte uit te voer of nie daartoe in staat is nie, mag die Nywerheidsregistrator trustees aanstel om die funksies van die Raad uit te voer. Die Bestuursraad of die trustees aldus aangestel, het vir die toepassing van hierdie Ooreenkoms al die bevoegdhede van die Raad. Enige bedrag (indien daar is) wat vir die dienste van die trustees betaal moet word, moet deur die Fonds gedra word.

7. AGENTE.

'n Agent van die Raad is daarop geregtig om 'n bedryfsinrigting te betree en mag die werkewer of enige werkemmer ondervra, die registers nagaan en enige navraag doen met die doel om vas te stel of die bepalings van hierdie Ooreenkoms nagekom word of nie.

8. VRYSTELLINGS.

(1) Die Raad of die Uitvoerende Komitee mag vrystelling van enige van die bepalings van hierdie Ooreenkoms verleen.

(2) Daar moet by die Sekretaris van die Raad, Posbus 9381, Johannesburg, aansoek om vrystelling gedoen word.

5. CONTRIBUTIONS.

(1) The Council having been advised of the establishment of the Metal Industries Group Pension Fund hereby authorises, for the purposes of implementing the objects as set forth in the constitution of the Fund, the collection of contributions in accordance with the procedure detailed hereunder.

(2) As from the date of coming into operation of this Agreement contributions to this Fund shall be made by the employer in respect of those employees who are or who become members of the Fund.

For each employee concerned the employer shall contribute an amount equivalent to five (5) per cent of the weekly pensionable emoluments (calculated to the next highest whole cent) and shall forward the total sum for each month to the Council together with a statement in such form as may from time to time be prescribed.

(3) No contributions shall be paid in respect of periods of absence on unpaid leave, sick leave, absences due to injury on duty and on military training.

(4) Contributions shall be payable in respect of absences on paid holiday.

(5) Contributions in accordance with sub-section (2) may be made in respect of other employees who are not participating in the Metal Industries Group Life and Provident Fund.

(6) The amount payable in each month in terms of this section shall be forwarded to the Council by not later than the fifteenth day of the month immediately following as follows:—

Every employer in region A to the Secretary, National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Cape Regional Council), P.O. Box 4012, Cape Town;

every employer in region B to the Secretary, National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Border Regional Council), P.O. Box 27, East London;

every employer in region C to the Secretary, National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Natal Regional Council), P.O. Box 2778, Durban;

every employer in region D to the Secretary, National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Midland Regional Council), P.O. Box 2221, Port Elizabeth;

every employer in region E to the Secretary, National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Transvaal Regional Council), P.O. Box 3998, Johannesburg;

every employer in region F to the Secretary, National Industrial Council for the Iron, Steel, Engineering and Metallurgical Industries (Orange Free State and Northern Cape Regional Council), P.O. Box 95, Welkom, O.F.S.; together with a statement in such form as may from time to time be prescribed by the Council.

For the purposes of this section—

"shift" means that period of work ordinarily worked by an employee in any period of 24 hours.

(7) All contributions received by the Council shall be paid to the Fund.

6. ADMINISTRATION.

(1) The Fund shall be administered in accordance with the rules of the Fund. Such rules shall not be inconsistent with this Agreement or the provisions of the Industrial Conciliation Act, 1956, and a copy of the rules and amendments thereto shall be lodged with the Secretary for Labour.

(2) In the event of the dissolution of the Council or in the event of it ceasing to function during the currency of this Agreement, the Board of Management appointed in terms of the Constitution of the Fund shall take over the functions of the Council in respect of this Agreement, and if for any reason the Board of Management should be unable or unwilling to perform such duties the Industrial Registrar may appoint trustees to perform the Council's functions. The Board of Management or trustees so appointed shall have all the powers vested in the Council for the purposes of this Agreement. Payment (if any) for the services of the trustees shall be borne by the Fund.

7. AGENTS.

An agent of the Council shall be entitled to enter any establishment and may question the employer or any employee, inspect the records and make any enquiries for the purpose of ascertaining whether or not the terms of this Agreement are being observed.

8. EXEMPTIONS.

(1) The Council or Executive Committee may grant exemption from any of the provisions of this Agreement.

(2) Application for exemption shall be made to the Secretary of the Council, P.O. Box 9381, Johannesburg.

(3) Die Raad of die Uitvoerende Komitee, na gelang van die geval, moet die voorwaardes bepaal waarop vrystelling verleen word en mag, as hy dit dienstig ag, na een week skriftelike kennisgewing aan die betrokke persoon, 'n vrystellingssertifikaat intrek afgesien daarvan of die tydperk waarvoor dit verleent is, verstryk het of nie.

9. VERTONING VAN OOREENKOMS.

Elke werkgever moet 'n leesbare kopie van hierdie Ooreenkoms in die vorm soos voorgeskryf in die regulasies wat kragtens die Wet opgestel is en in beide amptelike tale van die Republiek opblaak en opgeplak hou op 'n opvallende plek op sy perseel.

Namens die partye op hede die 10de dag van Desember 1965, in Johannesburg onderteken.

J. M. RUSSELL,
Voorsitter van die Raad.

L. J. V. D. BERG,
Ondervorsitter van die Raad.

W. R. GLASTONBURY,
Algemene Sekretaris van die Raad.

(3) The Council or Executive Committee, as the case may be, shall fix the conditions subject to which exemption shall be valid, and may, if it deems fit, after one week's notice, in writing, has been given to the person concerned, withdraw any licence of exemption whether or not the period for which exemption was granted has expired.

9. EXHIBITION OF AGREEMENT.

Every employer shall affix and keep affixed in some conspicuous place upon his premises, a copy of this Agreement in the form prescribed by the regulations under the Act, in legible characters, in both official languages of the Republic.

Signed at Johannesburg, on behalf of the parties this the 10th day of December, 1965.

J. M. RUSSELL,
Chairman of the Council.

L. J. V. D. BERG,
Vice-Chairman of the Council.

W. R. GLASTONBURY,
General Secretary of the Council.

INHOUD.

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Departement van Arbeid.	
GOEWERMENSKENNISGEWING.	
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