



THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG

CASE NO: JR2826/18

Honorable Justice Daniels ORDERED on 13 December 2024

In the matter between:

SUZEN MALATJIE

Applicant

and

DEPARTMENT OF HEALTH: PROVINCE OF LIMPOPO

First Respondent

HEAD OF DEPARTMENT:

Second Respondent

DEPARTMENT OF HEALTH (LIMPOPO)

COURT ORDER

IT IS ORDERED THAT:

Acting in terms of section 165(b) of the Labour Relations Act No. 66 of 1995 as amended, the court order issued on 14 November 2024 is hereby amended as follows:

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1. The application proceeded on an unopposed basis given that the answering affidavit was filed late without a condonation application despite an objection in terms of clause 11.4.2 of the Practice Manual;
2. The late filing of the review application was condoned;
3. The decision taken by the respondents, recorded in its letter dated 12 June 2019, to reject the reinstatement of the applicant, is reviewed and set aside in terms of section 158(1)(h) of the Labour Relations Act No. 66 of 1995 as amended;
4. The applicant is reinstated into her employment with the first respondent, with effect from 23 July 2018;
5. The applicant is directed to tender her services to the first respondent within fourteen (14) days of this order;
6. There is no order as to costs.

