

IN THE LABOUR APPEAL COURT OF LESOTHO

HELD AT MASERU.

In the matter between:

HIGHWAY SPARES (PTY) LTD

APPLICANT

AND

MATHABANG KARALA
THE LABOUR COURT

1ST RESPONDENT
2ND RESPONDENT

CORAM: HON MR JUSTICE K.E MOSITO AJ.

ASSESSORS: MR. R.MOTHEPU

MR. L. MATELA

HEARD: 20 OCTOBER 2008

DELIVERED: 20 OCTOBER 2008

RULING

MOSITO AJ:

1. This case came before us by way review the decision of the learned Deputy President of Labour Court.
2. At the hearing of the application , the parties informed us that they had agreed to resolve the matter on the terms of paragraph 3 hereof which they requested to be made an order of court.
3. The terms of agreement by the parties were:
 - 3.1 The 1st Respondent be paid her salary arrears as from the 7th day of November 2006 to the 26 day of April 2007.
 - 3.2 1st Respondent be paid severance pay in the sum of M 5,443.85 (five thousand, four hundred and forty three and eighty five Lisente)
 - 3.3 1st Responded be paid leave pay in the amount of M 1,451.89 (One thousand four hundred and fifty one maloti and eighty nine Lisente).

3.4 The 1st Respondent be paid public holiday pay in the sum of M2,626.87 (Two thousand, six hundred and twenty six maloti and eighty seven Lisente).

3.5 1st Respondent be paid wages for the days worked up until the date of dismissal in the sum of M 483,90 (four hundred and eighty three Maloti and ninety Lisente).


3.6 By close of business today on the 20th day of October 2008, Applicant is to pay to 1st Respondent the sum of M10, 000.00 (ten thousand Maloti) in cash at 1st respondent's Lawyer's office.

3.7 Applicant is to pay M 1000. (One thousand Maloti) in cash on or before the 1st day of each month beginning the 1st day of December 2008 at 1st respondent's Lawyer's office until the entire amount due is fully paid up.

3.8 The issue of compensation for unfair dismissal is hereby deferred for further negotiations between the parties.

4. The terms of agreement as detailed out in paragraph 3.1 to 3.8 above are hereby made an order of court.

5. My assessors agreed.


MR. K. E. MOSITO

Judge of the Labour Appeal Court

For applicant: Advocate K. Letsie
For Respondent: Advocate T. Mpaka

