

IN THE LABOUR APPEAL COURT OF LESOTHO**HELD AT MASERU****LAC/CIV/A/18/13****LC/40/2012****In the matter between:****ITUMELENG MOTSO-MOTSO & 18 OTHERS****APPELLANTS****AND****ECLAT EVERGOOD TEXTILE COMPANY (PTY) LTD****RESPONDENT****CORAM: THE HONOURABLE MR JUSTICE K.E. MOSITO AJ.****ASSESSORS : MRS. M. THAKALEKOALA****MRS. M. MALOISANE****Heard on : 23 OCTOBER 2013****Delivered on : 7 NOVEMBER 2013****JUDGMENT****MOSITO AJ****1. INTRODUCTION**

When the matter was called, the parties informed the court that by agreement, the matter should be remitted to the Labour Court directing the Labour Court to hear the case on the merits because the matter had been conciliated at the Directorate of Dispute Prevention and Resolution (DDPR).

2. COURT ORDER

By agreement of the parties the following order is made:

1. The appeal succeeds and the Labour Court decision is set aside.
 2. The matter is remitted to the Labour Court for adjudication as by agreement of the parties there had been conciliation before the matter was heard by the Labour Court.
 3. There is no order as to costs.
3. This is an unanimous decision of the court.

DR K.E. MOSITO AJ.

Judge of the Labour Appeal Court

For the Appellants : Advocate M.S. Rasekoai

For the Respondent : Mr M. Klass