

DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. 7440

8 May 2026

NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 AS AMENDED (THE LRA)

PLEASE TAKE NOTICE THAT: -

1. **KK Advisors cc & Benchmark Management Services (Pty) Ltd** has applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to the effect that the activities of the applicant do not fall within the registered scope and jurisdiction of the **National Bargaining Council for the Road Freight and Logistics Industry (NBCRFLI)** (the respondent).
2. The main thrust and ambit of employers' operational activities, for all intents and purposes, are not related primarily to transport, but that transport forms a simple component thereof, ancillary to the fundamental business requirements being that of sale.
3. The respondent has served a compliance order on the applicant, necessitating this application for demarcation in terms of which the applicant shall argue that its activities and scope do not fall under the jurisdiction of the Bargaining Council.
4. The CCMA believes that the question raised by this demarcation application is potentially of substantial importance. Of relevance is the fact that the applicant believes there are other similar businesses that perform the same activities as it and which have not had compliance orders served on it by the respondent.
5. It is therefore apparent that there may be other businesses or entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
6. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number KNDB9789-25 and directed to: -

Contact: Ms Kirsty Payne

Email: KirstyP@ccma.org.zaHand delivery: 3rd Floor, Aqua Sky Towers, 275 Anton Lembede Street, CBD, Durban