



**Alternative Dispute Resolution System**

**SHORT REFERRAL CLAUSE  
FOR LABOUR DISPUTES**

1 July 2021

ADR/REFERRAL/1/LABOUR/2021

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**LABOUR DISPUTES**

**SHORT ADR ACCESS REFERRAL CLAUSE**  
**FOR EMPLOYMENT AGREEMENTS**

1. A dispute between the Parties relating to misconduct, poor performance, capacity, unfair dismissal, unfair labour practice and to any other matter arising out of this Agreement or its legality or its enforceability or its jurisdiction or the interpretation thereof, shall be referred to the ADR ACCESS platform (“Platform”) for conciliation-arbitration (“Con-Arb”), by either of the Parties, by way of electronic notice to the other Party, in accordance with the Accelerated Rules for Labour Arbitrations as set out on the Platform.
2. The electronic notices as set out in Clause 1 must be sent to the following contact details of the Parties, namely:

**(DETAILS OF PARTY “A”)**

Email address: \_\_\_\_\_

Mobile Number: \_\_\_\_\_

**(DETAILS OF PARTY “B”)**

Email address: \_\_\_\_\_

Mobile Number: \_\_\_\_\_

3. The Parties confirm that they have read and understood the Privacy Policy of ADR platform and that they consent to the use, retention, dissemination, and processing of their personal information in accordance with said terms and conditions.

4. The Parties hereto agree that any suit, action or proceeding seeking to enforce any provisions of, or based on any matter or Award arising out of, or based on any matter arising out of or in connection with this Arbitration Agreement shall be brought in the High Court of South Africa, Gauteng Division, Pretoria, and each of the Parties hereby irrevocably consents, to the fullest extent permitted by law, to the exclusive jurisdiction of said High Court in any such suit, action or proceeding and irrevocably waives, to the fullest extent permitted by law, any objection that it may now or hereafter have to the exclusive jurisdiction of said High Court in any such suit, action or proceeding.