

SOUTH AFRICA / JUDGMENT

Mwansa v Rand Water (J501/24) [2024]

ZALCJHB 386 (17 September 2024)

[2024] ZALCJHB 386**COURT**

Labour Court Johannesburg

BEFORE

Myburgh

CASE / FILE NUMBER

J501/24

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Source record**IN****THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG****Not****reportable****Case****no: J501/24****In****the matter between:**GWENDOLINE
BELINDA MWANSA
Applicant
and
RAND
WATER
Respondent**Heard:**

10 September 2024

Delivered:

13 September 2024

JUDGMENT**MYBURGH, AJ**

[1] This matter came before me on the unopposed motion roll on 10 September 2024. After hearing argument, I reserved judgment in order to re-read the file.

- [2] There are two applications under the above-mentioned case number: an application in terms of section 77(3) of the BCEA for the payment of certain monies allegedly owing by the respondent to the applicant (the main application); and an interlocutory application principally to compel the respondent to grant the applicant access to her work tools and its computer network.
- [3] The main application is opposed, but the interlocutory application is not, with there apparently having been some confusion about what had been enrolled for hearing.
- [4] The applicant appeared in person and Ms Kwaw-Asante appeared for the respondent before me. It was clarified that only the unopposed interlocutory application stands to be determined at this stage. Counsel for the respondent also indicated that the respondent was prepared to consent to certain of the relief sought in the interlocutory application, but no agreement could be reached.
- [5] After some debate, the applicant indicated that she sought relief in terms of paras 1-4 of her notice of motion in the interlocutory application. I am satisfied that she made out a case for the grant of such relief, albeit that my order differs a little in substance and semantics.
- [6] Accordingly, the following order is made:
1. the respondent shall give the applicant access to the work tools that she used while in the respondent's employ, including her laptop;
 2. in the run up to the applicant being granted access to her laptop, no information shall be deleted or tampered with;
 3. all information on the applicant's laptop must be decrypted to enable her to make use of it;
 4. the respondent shall also give the applicant access to its computer network.

Myburgh, AJ

Acting Judge of the Labour Court of RSA

Appearances

For the applicant: in person

For the respondent: Adv T Kwaw-Asante instructed by Moloto Sofile Inc

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Prepared on 9 October 2026 · Esheria