South African Case law

Adcock Ingram Critical Care v CCMA & Others (2007) 22 ILJ 1799 (LAC).

Banking Insurance Finance & Allied Workers Union & another v Mutual &
BEMAWU obo Nomane (2010) JOL 26542 (CCMA).

Bolts and Rivets (Pty) Ltd (1988) 9 ILJl 129 (IC).

Carr v Jockey Club of South Africa (1976) SA 717 (W).

CAWU/ Commercial & Allied Employers Organisation of South Africa (2001) 2 BALR 112 (CCMA).

CEPPWAWU v Metrofile (Pty) Ltd (2004) JOL 12464 (LAC).

CEPPWAWU obo Phiri & Others / Winthrop Pharmaceuticals (Pty) Ltd (2011) JOL 26972 (NBCCI).

Ceramic Industries Ltd t/a Betta Sanitary Ware v NCBAWU (1997) 6 BLLR 697 (LAC).

Christian v Colliers Properties (2005) 26 ILJ 234 (LC).

Creative Graphics International (Pty) Ltd /EAMWUSA obo Karriem (2010) 4 BALR 436 (CCMA).

CWIU obo Leburu (1999) 8 BALR 976 (IMSSA).

Delang v Costa (1989) 2 SA 857 (A) 862.

FAWU & Others v Pet Products (2000) 7 BLLR 781 (LC).

FAWU & Another v The Cold Chain (2007) 7 BLLR 638 (LC).

Federal Insurance Company Ltd (2006) 27 ILJ 600 (LAC).

Food & Allied Workers Union & Another v BB Bread (Pty) Ltd (1987) 8 ILJ 704 (IC).

GIWUSA obo Mbele/ Prominent Paints (Pty) Ltd (2010) 3 BALR 243 (NBCCI).

Govender v Minister of Defence (2009) JOL 24463 (LC).

Grobler v Naspers Bpk (2004) 25 ILJ 439 (C).

Isaacs v Centre Guards CC t/a Town Centre Security (2004) 25 ILJ 667 (C).

Jabari v Telkom SA (Pty) Ltd (2006) 10 BLLR 924 (LC).

Jones v Daimler (2004) 7 BALR 815 (P).

Kompecha v Bite My Sauage CC (1988) 9 ILJ 1077 (IC).

Kroukam v SAAirlink (2007) 28 ILJ 1042 (LAC).

Lehutso v SAA (2010) JOL 24911 (CCMA).

Lumina / University of KwaZulu Natal (2009) JOL 24133 (CCMA).

Mackay v ABSA Group & Another (1999) 12 BLLR 1317 (LC).

Mbele v Woolworths (2008) 10 BALR 980 (CCMA).

Media 24 Ltd v Grobler (2005) 26 ILJ 1007 (SCA).

Metal & Allied Workers Union & Others v Transvaal Pressed Nuts, (1986) 7 ILJ 703 (IC).

Moolman Mining Projects v Mahlatsi& Others (1997) 10 BLLR 1315 (LC).

Murray v Minister of Defence (2008) 29 ILJ 1369 (SCA).

National Education Health and Allied Workers Union v University of Cape Town and Others

(2003) 24 ILJ 95 (CC).

Nawa& Another v Department of Trade & Industry (1998) 7 BLLR 701 (LC).

NEHAWU obo Mowers &Aranes / University of Cape Town (2000) 2 BALR 156 (CCMA).

Ngozo& Others v Scorpion Legal Protection (2007) ZALC 78 (LC).

NUMSA obo Masina v Cobra Watertech(2009) 2 BALR 140 (MEIC).

NUMSA obo Tshabalala (2008) 10 BALR 947 (MEIC).

NUMSA obo Zondo/ Trident Steel (2004) 5 BALR 626 (MEIBC).

Odayar v Compensation Commissioner (2006) 27 ILJ 1477 (N).

Piliso v Old Mutual Life Assurance Co SA Ltd (2007) 28 ILJ 897 (LC).

Reddy v KwaZulu-Natal Department of Education & Culture & others (2003) 24 ILJ 1358 (LAC).

SACWU v Mediterranean Textile Mills (2001) 1 BALR 54 (CCMA).

SACWU obo Matsau v Goldfields Packers (Pty) Ltd t/a OKK Foods (2003) 2 BALR 196 (CCMA).

SANDU v Minister of Defence (1999) 6 BCLR 615 (CC).

Specialised Belting & Hose (Pty) Ltd v Sello NO & Others (2009) 7 BLLR 704 (LC).

Theron& Others v FAWU & Others (1997) 18 ILJ 1046 (LC).

Tibbett & Britten (South Africa) (Pty) Ltd v Marks (2005) 7 JOL 14383 (LC).

Wardlaw v Supreme Mouldings (Pty) Ltd (2007) 28 ILJ 1042 (LAC).

Wright/Automa Multi Stryene (Pty) Ltd (2010) 9 BALR 958 (MEIBC).

International Case Law

Bannister v. General Motors of Canada Ltd. 1998 CanLII 7151 (ON C.A.),

(1998), 164 D.L.R. (4th) 325 39 C.C.E.L. (2d) 91 (Ont. C.A.).

Bell v Ladas(1980), 1 C.H.R.R D\155.

Blagoevaet Commission de contrôle de l'énergieatomique(1992) C.A.L.P. 898.

Coward v Tower Chrysler Plymouth Ltd Alberta Human Rights Panel 2007 Diane Colley –
Urquhart.

*Gonsalves v. Catholic Church Extension Society of Canada*1998 CanLII 7152

(ON C.A.), (1998), 164 D.L.R. (4th) 339 39 C.C.E.L. (2d) 104.

Guenette v. Canada (Attorney General) (2002), 60 O.R (3d) 601 (Ont. C.A.).

Janzen v. Platy Enterprises Ltd 1989CanLII 97 (S.C.C.), [1989] 1 S.C.R. 1252, 59 D.L.R.
(4th) 352.

Menagh v. Hamilton (City.)[2005] O.T.C. 898 at paras. 46 & 287 (S.C.J.),

aff'd 2007 ONCA 244 (CanLII), 2007 ONCA 244.

Pawlett v Dominion Protection Service Ltd(2008) A.J. No 1191 (C.A).

Pleau v. Canada (Attorney General) (1999), 182 D.L.R. (4th) 373 (N.S.C.A).

Poliquin v Devon Canada Corporation(2009) A.J. No 626 (C.A.).

Robichaud v. Canada (Treasury Board) 1987 CanLII 73 (S.C.C.), [1987] 2 S.C.R. 84 , 40
D.L.R. (4th) 577.

RoulieretMinistère de la Défensenationale(1991) C.A.L.P. 13366-62-8906.

Simpson v Consumers Association of Canada (2001) O.J No 5058 (C.A.) aff'd (2002)
S.C.C.A No. 83.

Tellier v. Bank of Montreal.(1987), 17 C.C.E.L. 1 at 12 (Ont. Dist. Ct.).

International Conventions / Declarations

International Labour Organisation on Discrimination (Employment and Occupation) Convention 111 of 1958.

International Labour Organisation on Occupational and Health Convention 155 of 1981.

International Labour Organisation on Occupational Health and Safety Act 85 of 1993.

International Labour Organisation on Occupational Health Services Convention 161 of 1985.

International Labour Organisation Convention 98 of 1949.

South African Statutes

Basic Conditions of Employment Act 75 of 1997.

Code of Good Practice on the Arrangement of Working Time with specific reference to employees' own health.
Code of Good Practice: Dismissal Schedule 8.

Code of Good Practice on the employment of people with disabilities and a Code of Good Practice on the Integration of Employment Equity into Human Resources Policies and Practices.

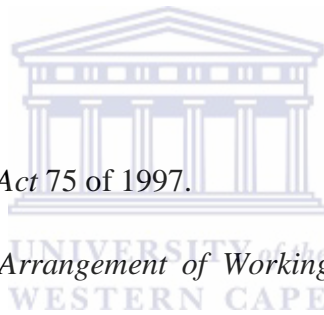*Compensation for Occupational Injuries and Diseases Act* 130 of 1993.

Constitution of the Republic of South Africa 1996.

Employment Equity Act 55 of 1998.

Intimidation Act 72 of 1982.

Labour Relations Act 66 of 1995.

Occupational Health and Safety Act 85 of 1993.

Promotion of Equality and the Prevention of Unfair Discrimination Act 4 of 2000.

Protection from Harassment Act 17 of 2011.

Protected Disclosures Act 26 of 2000.

International Statutes

Canadian Criminal Code R.C.S 1985.
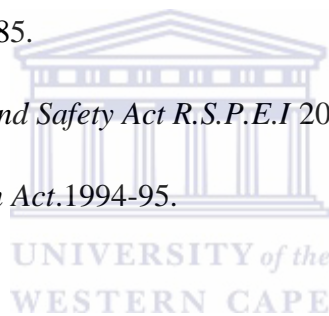
Canadian Constitution Act 1982.

Canadian Employment Standard Act RSBC 1996.

Canadian Human Rights Act R.S.C 1985.

Canadian Labour Code R.C.S 1985.

Canadian Occupational Health and Safety Act R.S.P.E.I 2004.

Canadian Workers Compensation Act.1994-95.

Internet Sources

Canadian Human Rights Commission available at *http://www.chrc-ccdp.ca/pdf/h-what.pdf*(accessed 10 October 2012).

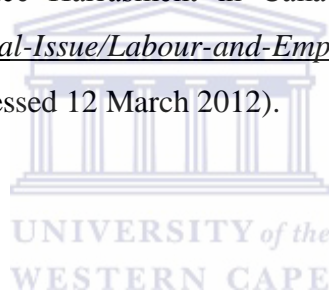Definitions Adopted by the Work Trauma Foundation available at *http://www.worktrauma.org/change/definitions.htm* (accessed 24 March 2012).

De Leseleuc S 'Criminal Victimisation in the Workplace' Canadian Centre for Justice Statistics, Statistics Canada 2004, available at *http://www.statcan.gc.ca/pub/85f0033m/85f0033m2007013-eng.pdf*(accessed 23 February 2012).

Ontario Women's Justice Network 'Legal Remedies for Workplace Violence and/or Harassment – Human Right legislation' available at *http://www.owjn.org/owjn_new/index.php?option=com_content&view=article&id=117&Itemid=107*(accessed 11 October 2012).

The Free Dictionary available at *http://www.thefreedictionary.com/any* (accessed 21 April 2012).

The Professional Institute of the Public Service of Canada, Bullying and Violence in the Workplace: It's no laughing matter available at *http://www.pipsc.ca/portal/page/portal/website/stewards/pdfs/bully.en.pdf*(accessed 10 October 2012).

Thorup PJ 'Adressing Workplace Harrasment in Canada' available at *http://canadian-lawyers.ca/Understand-Your-Legal-Issue/Labour-and-Employment/Addressing-Workplace-Harassment-in-Canada.html*(accessed 12 March 2012).

Other

NOSA SHE Qualifying Criteria and Classification of Incidents (AUDP11) Edition 03/2011.