



be adduced in evidence.

we would like to emphasize that the purpose of pleadings and the rules set out in Rule 4 of the Industrial Court Rules of 1984 is to enable parties to meet the allegations of the other. To admit where possible a claim which is not being disputed and thus narrow the points of contention that need to have evidence lead and arguments presented before Court. It does not answer the demand that full particulars and nature of each item of claim be stated by saying the claim will be supported by evidence during trial. This is a deliberate invitation to waste the Court's time on matters that it need not even have heard from the onset if same had been properly presented pleaded with all particularity.

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We agree with the Respondent that the Applicant has not pleaded the claim for Leave pay by setting out the nature and full particulars as demanded of him by Rule 4 (1) (c) of the Industrial Court Rules of 1984. We shall however not dismiss this head of claim outright as sought by the Respondent. We shall grant the Applicant leave to amend its papers by complying with Rule 4 (1) (c) of the Industrial Court Rules in respect of the claim for leave.

MARTIN SAMSON BANDA

PRESIDENT - INDUSTRIAL COURT