

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

*Industrial Relations Act 2016* - s. 149 - Variation of modern awards to correct minor errors etc.  
s. 149(1) - Registrar acting on own initiative

**AUXILIARY FIREFIGHTERS' AWARD – STATE 2016**

**Matter No. MA/2017/25**

INDUSTRIAL REGISTRAR

1 March 2017

**VARIATION**

Pursuant to s 149 of the *Industrial Relations Act 2016* this Award is varied as follows as from 1 March 2017:

1. In clause 3:
  - (a) By deleting the definition of "Act" and inserting the following in lieu thereof:

**Act** means the *Industrial Relations Act 2016*
  - (b) By deleting the definition of "QES" and inserting the following in lieu thereof:

**QES** means the Queensland Employment Standards contained in Part 3 of Chapter 2 of the Act
2. By deleting clause 6.1(c) and inserting the following in lieu thereof:
  - (c) Any proposed genuine agreement reached between the Commissioner and employee/s in an enterprise is contingent upon the agreement being submitted to the commission in accordance with Chapter 4 of the Act and is to have no force or effect until approval is given.
3. By deleting clause 24 and inserting the following in lieu thereof:

**24. Long service leave**

  - (a) Long service leave is provided for in Division 9 of the QES.
  - (b) In lieu of the provisions of sections 95(2)(a) and (b) of the Act, auxiliary firefighters who complete 10 years' continuous service are entitled to long service leave at the rate of 1.3 weeks on full pay, for each year of continuous service and a proportionate amount for an incomplete year of service. 'Full pay' will be calculated in accordance with the provisions in the Act for casual employees.
4. By deleting clause 25 and inserting the following in lieu thereof:

**25. Parental leave**

Unpaid parental leave is provided for in Division 8 of the QES.
5. By deleting clause 26(a) and inserting the following in lieu thereof:

Public holidays are provided for in Division 10 of the QES. Clauses 26(b) and (c) supplement the QES provisions.

6. By deleting clause 31(b)(i) and inserting the following in lieu thereof:
- (i) An authorised industrial officer may enter a workplace at which the employer carries on a calling of the officer's organisation, during the employer's business hours to exercise a power under Chapter 9, Part 1, Division 5, Subdivision 2 of the Act as long as the authorised industrial officer:
    - (A) has notified the employer or the employer's representative of the officer's presence; and
    - (B) produces their authorisation, if required by the employer or the employer's representative.

7. By deleting clause 31(c)(i) and inserting the following in lieu thereof:

- (i) An authorised industrial officer is entitled to inspect the time and wages record required to be kept under section 339 of the Act.

8. By deleting the Note which appears at the foot of clause 31 and inserting the following in lieu thereof:

*Note: Clause 31 - Right of entry, deals with comparable provisions contained within the Act. In order to ensure the currency of existing legal requirements parties are advised to refer to Chapter 9, Part 1, Division 5 of the Act as amended from time to time.*

Dated: 1 March 2017

M. Shelley,  
Deputy Industrial Registrar.

Variation approved, pursuant to s 149(2) of the Act:

D.L. O'Connor,  
Deputy President.

Released: 1 March 2017

Operative Date: 1 March 2017  
Variation