

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *Re: Variation of the Brisbane City Council Salaried Staff Award - State 2016 [2017] QIRC 020*

PARTIES: Brisbane City Council

Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland

Queensland Services, Industrial Union of Employees

The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees

CASE NO: MA/2017/4

PROCEEDING: Variation of a modern award

DELIVERED ON: 6 March 2017

HEARING DATE: 1 March 2017

HEARD AT: Brisbane

MEMBERS: Deputy President O'Connor
Deputy President Swan
Industrial Commissioner Thompson

ORDERS:

- 1. The Brisbane City Council Salaried Staff Award - State 2016 be varied in the terms set out in the attached Determination; and**
- 2. The Determination operate on and from 1 March 2017.**

CATCHWORDS: INDUSTRIAL LAW - AWARD
MODERNISATION - VARIATION OF A
MODERN AWARD - Application for
Determination varying a modern award - Section
140GA(2) and 140GC(2) of the *Industrial
Relations Act 1999 - Brisbane City Council
Salaried Staff Award - State 2016* varied.

CASES: *Industrial Relations Act 1999*, Chapter 5A, Part 3, Division 2, ss 140GA(2), 140GC(2).
Industrial Relations Act 2016, s 996.

APPEARANCES: D. Groessler for Brisbane City Council.

K. Inglis for the Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland, and for the Electrical Trades Union of Employees Queensland.

M. Robertson for the Queensland Services, Industrial Union of Employees.

Reasons for Decision

- [1] A referral to vary the *Brisbane City Council Salaried Staff Award - State 2016* (the Award) by the making of a Determination varying the Award in accordance with sections 140GA(2)(a) and 140GC(2)(b)(i) of the *Industrial Relations Act 1999* (the Act) was provided by Deputy President Bloomfield, as head of the Commission's Award Modernisation Project, for the following purposes:
- (i) to create a minimum safety net of employment conditions, in keeping with the modern award objectives at section 140D of the Act, that is fair and relevant in accordance with sections 140G(2)(a) and 140D of the Act; and
 - (ii) to remove ambiguity and uncertainty and/or correct an error, in accordance with section 140GC(1) of the Act.
- [2] The referral for the making of a Determination to vary the Modern Award is supported by Brisbane City Council, Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland, Queensland Services, Industrial Union of Employees and The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees.
- [3] The making of the Determination to vary the Award is also supported by all of the relevant parties.
- [4] In the circumstances, the Full Bench is satisfied that it is appropriate for the Determination to be approved.
- [5] The Determination varying the Award will operate on and from 1 March 2017.
- [6] The Commission issues the following Orders:
1. the *Brisbane City Council Salaried Staff Award - State 2016* be varied in the terms set out in the attached Determination; and

2. the Determination operate on and from 1 March 2017.