

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Health Practitioners and Dental Officers (Queensland Health) Certified Agreement (No. 2) 2016 [2017] QIRC 058*

PARTIES: Director-General, Queensland Health
and
Queensland Nurses' and Midwives' Union of Employees
and
The Australian Workers' Union of Employees, Queensland
and
Together Queensland, Industrial Union of Employees
and
United Voice, Industrial Union of Employees, Queensland

CASE NO: CB/2017/19

PROCEEDING: Certification of an Agreement

DELIVERED ON: 7 June 2017

HEARING DATE: 7 June 2017

HEARD AT: Brisbane

MEMBER: Deputy President Bloomfield

ORDER: **The Application to certify the *Health Practitioners and Dental Officers (Queensland Health) Certified Agreement (No. 2) 2016* is granted.**

CATCHWORDS: Industrial Law – Application for Certification of an Agreement – Requirements for Certification.

CASES: *Industrial Relations Act 2016*, s 189, s 193, s 195, s 196, s 197, s 198, s 199, s 200, s 201, s 204, s

205, s 206, s 207, s 208, s 209, s 216, s 227, s 228.

APPEARANCES:

Mr D. Turner for the State of Queensland (Queensland Health).

Ms K. Badke for Queensland Nurses' and Midwives' Union of Employees.

Mr B. Watson for The Australian Workers' Union of Employees, Queensland.

Mr D. Goldman for Together Queensland, Industrial Union of Employees.

Mr S. Ong for United Voice, Industrial Union of Employees, Queensland.

Decision

- [1] An Application to the Commission to certify an Agreement, pursuant to s 189 of the *Industrial Relations Act 2016* (the Act), has been made by the Director-General, Queensland Health. The Agreement is to apply to employees employed by Queensland Health, Hospital and Health Services and the Queensland Ambulance Service for whom classifications and rates of pay are prescribed in the Agreement. The Application has been made within 21 days of the date on which the Agreement was made (see s 189(3) of the Act).
- [2] The Agreement is between the Director-General and the undermentioned employee organisations:
- Queensland Nurses' and Midwives' Union of Employees; and
 - The Australian Workers' Union of Employees, Queensland; and
 - Together Queensland, Industrial Union of Employees; and
 - United Voice, Industrial Union of Employees, Queensland,
- and has been signed by, or for all of, the parties.
- [3] In proceedings on Wednesday 7 June 2017 the Commission as presently constituted certified the Agreement, as amended to correct a number of typographical and other wordsmithing changes – none of which affected the meaning and/or content of the Agreement.
- [4] In certifying the Agreement, the Commission recorded (see s 193(1)(a) and (b) of the Act):
- each relevant requirement under subdivision 2 of Division 2 of Part 5 of the Act

is satisfied for the Application (see ss 195, 196, 197, 198, 199, 200(1)(b) and 201(b)); and

- there is nothing in the Agreement which would require the Commission to refuse to grant the Application under subdivision 3 of Division 2 of Part 5 of the Act (see ss 204, 205, 206, 207, 208 and 209).
- [5] The Commission also noted that the wage increases recorded at clause 20.1 of the Agreement will be applied administratively by Queensland Health, Hospital and Health Services and the Queensland Ambulance Service from 17 October 2016.
- [6] In accordance with s 216(a) of the Act the Agreement starts operating on the day it is certified, *viz* 7 June 2017. Although the nominal expiry date of the Agreement is 16 October 2019, the Agreement will continue to operate until it is terminated under s 227 or s 228 of the Act.
- [7] The Application to certify the *Health Practitioners and Dental Officers (Queensland Health) Certified Agreement (No. 2) 2016* is granted.