

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1999

s. 287 – application for declaration of general ruling

s. 288 – application for declaration of policy

**Queensland Council of Unions AND Queensland Chamber of Commerce and Industry Limited,
Industrial Organisation of Employers and Others (B/2005/1197);**

**The Australian Workers' Union of Employees, Queensland AND Queensland Chamber of
Commerce and Industry Limited, Industrial Organisation of Employers
and Others (B/2005/1198)**

VICE PRESIDENT LINNANE
DEPUTY PRESIDENT BLOOMFIELD
COMMISSIONER ASBURY

20 February 2006

DECLARATION OF INTENT

- [1] On 10 November 2005 both the Queensland Council of Unions (QCU) and The Australian Workers' Union of Employees, Queensland (AWU), filed with the Industrial Registrar an application seeking:-
- (i) a 4% increase to award wage rates;
 - (ii) an adjustment to existing award allowances which relate to work or conditions which have not changed and service increments by the same percentage increase as that awarded to wage rates;
 - (iii) an increase in the level of the Queensland Minimum Wage as it applies to all employees by 4%; and
 - (iv) an operative date of 1 September 2006.
- [2] Directions have been issued for the further conduct of these matters. Those directions are as follows:
1. The QCU and AWU and any other registered union of employees in support of these applications file and serve on all other parties by 4:00pm on Friday 17 March 2006:
 - a. affidavits of any witnesses to be called and to be relied upon in the hearing; and
 - b. submissions in support of the application.
 2. The Queensland Government file and serve on the QCU, AWU and any other Registered Union of Employees who file material pursuant to direction (2) hereof and all other parties by 4:00pm on Friday 31 March 2006:
 - a. affidavits of any witness to be called and to be relied upon in the hearing; and
 - b. their submissions.
 3. All other parties file and serve on the the QCU, AWU and any other Registered Union of Employees who file material pursuant to direction (2) hereof and all other parties by 4:00pm on Friday 7 April 2006:
 - a. affidavits of any witnesses to be called and to be relied upon in the hearing; and
 - b. their submissions.
 4. The QCU and AWU and any registered union of employees in support of these applications file and serve on all other parties by 4:00pm on Wednesday 3 May 2006, affidavits of any witnesses to be called in reply.
 5. Leave of the Commission shall be required if any party seek to adduce further evidence beyond that contained in the affidavits filed pursuant to (2), (3), (4) and (5) hereof, which leave shall not be granted unless:
 - a. the material relates to economic data, academic studies or reports not available to the parties prior to that date; or

b. there are special circumstances which warrant the filing of such material.

6. That the matter be heard before the Full Bench, Vice President Linnane, Deputy President Bloomfield and Commissioner Asbury at the Queensland Industrial Relations Commission, Central Plaza 2, Floor 13, 66 Eagle Street, (Cnr Elizabeth and Creek Streets), Brisbane, on 15, 16, 17, 18, 19, 22, 23, 24, 25, and 26 May 2006, at Sittings commencing at 10:00 am each day.

7. There will be liberty to any party to apply.

[3] The purpose of this Declaration of Intent is to discharge the duty cast upon us by s. 287(3) of the *Industrial Relations Act 1999*. A copy of this Declaration of Intent is to be published in the *Queensland Government Industrial Gazette and the Courier Mail*. A copy of the Declaration will be given to all persons, natural and artificial, upon whom the initiating applications were served. If any person wishes to make submissions about the (possible) general ruling and/or the increase in the Queensland Minimum Wage they are at liberty to do so.

[4] Any such persons supporting the QCU and AWU applications are to file in the Industrial Registry and serve their material no later than 4:00pm on Friday 17 March 2006. Any such person opposing the QCU and AWU applications are to file in the Industrial Registry and serve their material no later than 4:00pm on Friday 7 April 2006. The hearing of the QCU and AWU applications will commence at 10:00am on Monday 15 May 2006.

Dated 20 February 2006.

D.M. LINNANE, Vice President.

A.L. BLOOMFIELD, Deputy President

I.C. ASBURY, Commissioner

Released: 20 February 2006