

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

*Industrial Relations Act 1999* - s. 287 - application for a declaration of general ruling  
- s. 288 - application for statement of policy

**The Australian Workers' Union of Employees, Queensland AND The Crown and Others (B/2005/1198)**

VICE PRESIDENT LINNANE  
DEPUTY PRESIDENT BLOOMFIELD  
COMMISSIONER ASBURY

27 July 2006

**STATE WAGE CASE 2006**

**DECISION**

- [1] This is an application by The Australian Workers' Union of Employees, Queensland (AWU) seeking a general ruling pursuant to s. 287 of the *Industrial Relations Act 1999* (Act) and a statement of policy pursuant to s. 288 of the Act in regard to the principles of wage fixing. The application seeks a 4% increase to:
- award wage rates;
  - existing award allowances which relate to work or conditions which have not changed and service increments; and
  - the level of the Queensland Minimum Wage as it applies to all employees.
- [2] The application by the AWU is similar to that of the Queensland Council of Unions (QCU) in B/2005/1197 which is the subject of a decision of this Full Bench released today: see *Queensland Council of Unions v The Crown and Others* (decision of Linnane VP, Bloomfield DP and Asbury C in B/2005/1197 released 27 July 2006).
- [3] In its application the AWU relied upon the material and the submissions of the QCU. Those parties appearing in B/2005/1197, other than the QCU, provided the same material and submissions in respect of both B/2005/1197 and B/2005/1198.
- [4] For the reasons outlined in *Queensland Council of Unions v The Crown and Others* we have decided to:
- (i) increase the Queensland Minimum Wage by \$19.40 per week;
  - (ii) increase award rates of pay by \$19.40 per week; and
  - (iii) increase award allowances which relate to work or conditions which have not changed and service increments by 4%.
- [5] A declaration of general ruling will issue at the same time as this decision in both B/2005/1197 and B/2005/1198.
- [6] A statement of policy with respect to the wage fixing principles will also issue in both B/2005/1197 and B/2005/1198 at the same time. The statement of policy will reflect the quantum of wage and allowance adjustments awarded in this decision and any other consequential amendments.
- [7] The operative date will be 1 September 2006.

D.M. LINNANE, Vice President.

A.L. BLOOMFIELD, Deputy President.

I.C. ASBURY, Commissioner.

*Hearing Details:*

2005 1 December  
2006 16 January  
15, 16 May

*Appearances:*

Mr D. Broanda with Mr C. Simpson for The Australian Workers' Union of Employees, Queensland.

Mr J. Goos for the Queensland Hotels Association, Union of Employers.

Mr K. Law for The Restaurant and Caterers Employers Association of Queensland Industrial Organisation of Employers.

Ms K. Venning for the Queensland Fruit and Vegetable Growers, Union of Employers.

Mr G. Muir of Employer Services Pty Ltd for Bowls Queensland, Private Hospitals Association of Queensland, Australian Dental Association of Queensland, Queensland Professional Childcare Centre Association, the Queensland Community Services Employers Association, the Consulting Surveyors Industrial Organisation of Employers, Warwick Bacon Pty Ltd and Darling Downs Foods Pty Ltd.

Mr P. Warren for the Australian Sugar Milling Association, Queensland, Union of Employers.

Mr S. Lucas of Miles Witt Partnership for Churches of

Mr T. Shipstone with Ms K. Stephen for the Crown.  
Mr M. Crimmins with Ms J. Flinn with Ms S. Donkin  
for the Australian Industry Group, Industrial  
Organisation of Employers (Queensland).  
Mr S. Nance with Mr B. Petley for the Queensland  
Chamber of Commerce and Industry Limited, Industrial  
Organisation of Employers.  
Ms V. James-McPhee for National Retail Association  
Limited, Union of Employers.  
Mr J. Price for Queensland Retail Traders and  
Shopkeepers Association (Industrial Organization of  
Employers).

Christ Care.  
Mr G. Trost for Queensland Cane Growers' Association,  
Union of Employers.  
Ms C. Mibus For Queensland Motel Employers Association,  
Industrial Organization of Employers.  
Mr G. Hamilton for The Baking Industry Association of  
Queensland - Union of Employers.  
Mr E. Cole instructed by Blake Dawson Waldron for the  
Commonwealth Minister for Employment and Workplace  
Relations.

Released: 27 July 2006