

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Paroo Shire Council –
Inside Staff Certified Agreement 2009 [2018]
QIRC 137*

PARTIES: Paroo Shire Council
,
and
Queensland Services, Industrial Union of
Employees
The Association of Professional Engineers,
Scientists and Managers, Australia, Queensland
Branch, Union of Employees

CASE NO: CB/2018/162

PROCEEDING: Termination of agreement after nominal expiry
date

DELIVERED ON: 20 November 2018

HEARING DATE: 19 November 2018

HEARD AT: Brisbane

MEMBER: Deputy President O'Connor

ORDER: **1. *The Paroo Shire Council – Inside Staff
Certified Agreement 2009 is terminated.***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE
BARGAINING – Application for termination of
agreement after nominal expiry date –
Requirements for termination – agreement
terminated

LEGISLATION: *Industrial Relations Act 2016, s 228*

APPEARANCES: Ms S Mitanis from the Local Government
Association Queensland, for the Paroo Shire
Council

Reasons for Decision

- [1] The Paroo Shire Council has applied to terminate the *Paroo Shire Council – Inside Staff Certified Agreement 2009*, it does so pursuant to s 228(1) of the *Industrial Relations Act 2016*. The certified agreement had a nominal expiry date of 30 June 2012.
- [2] On the basis that the agreement does not include any provisions recording that any particular conditions need to be met before it may be terminated;¹ that the Commission is satisfied that the Paroo Shire Council has given notice of its intention to apply to terminate the agreement;² that the other parties to the agreement agree to it being terminated;³ and, that the termination of the determination is not contrary to the public interest;⁴ the *Paroo Shire Council – Inside Staff Certified Agreement 2009*, is terminated as from 19 November 2018.⁵
- [3] I make the following order:

1. The *Paroo Shire Council – Inside Staff Certified Agreement 2009* is terminated.

¹ *Industrial Relations Act 2016* s 228(3).

² *Ibid* s 228(2).

³ *Ibid* s 228(3)(b)(i).

⁴ *Ibid* s 228(3)(b)(ii).

⁵ *Ibid* s 228(4).