

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Richmond Shire Council - Certified Agreement 2018* [2019] QIRC 019

PARTIES: **Richmond Shire Council**

and

The Australian Workers' Union of Employees, Queensland

Queensland Services, Industrial Union of Employees

CASE NO: CB/2018/190

PROCEEDING: Certification of an agreement

DELIVERED ON: 18 January 2019

HEARING DATE: 18 January 2019

MEMBER: Thompson IC

HEARD AT: Brisbane

ORDER: **1. *The Richmond Shire Council - Certified Agreement 2018 is certified.***

CATCHWORDS: INDUSTRIAL LAW – Application for certification of an agreement – Requirements for certification – Agreement certified

LEGISLATION: *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

APPEARANCES: Ms N. Todd of Peak Services for the Richmond Shire Council

Mr J. Harding of The Australian Workers' Union
of Employees, Queensland

Ms C. Raftos of Queensland Services, Industrial
Union of Employees

Reasons for Decision

- [1] The Richmond Shire Council has made an application to certify an agreement pursuant to s 189 of the *Industrial Relations Act* 2016. As required by s 189(3) of the Act, the application was made within 21 days of the date on which the agreement was made. The agreement is between the Richmond Shire Council and the following employee organisations:
- The Australian Workers' Union of Employees, Queensland; and
 - Queensland Services, Industrial Union of Employees.
- [2] The agreement has been signed by all parties to the agreement.¹
- [3] The agreement is to apply to the Richmond Shire Council and all of its employees for whom classifications and rates of pay are prescribed in the agreement.
- [4] In proceedings on 18 January 2019 the Commission as presently constituted certified the agreement.
- [5] In certifying the agreement, the Commission recognises that:² each relevant requirement under subdivision 2 of Division 2 of Part 5 of the Act has been satisfied;³ and, that there was 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.⁴
- [6] The agreement operates from the day it was certified, namely 18 January 2019.⁵ Although the nominal expiry date of the agreement is on 31 August 2022 the agreement continues to operate until it is terminated under s 227 or s 228 of the Act.
- [7] The application to certify the *Richmond Shire Council - Certified Agreement 2018* is granted.

¹ *Industrial Relations Act* 2016, s 196(1).

² *Ibid* s 193(1)(a)-(b).

³ *Ibid* ss 195, 196, 197, 198, 199, 200(1)(b), 201(b).

⁴ *Ibid* ss 204, 205, 206, 207, 208, 209.

⁵ *Ibid* s 216(a).

[8] I make the following order:

1. ***Richmond Shire Council - Certified Agreement 2018 is certified.***