

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Ipswich City Council
Local Government Employees Certified
Agreement 2011 [2019] QIRC 016*

PARTIES: **Ipswich City Council**

and

**Transport Workers' Union of Australia, Union
of Employees (Queensland Branch)**

**Plumbers & Gasfitters Employees' Union
Queensland, Union of Employees**

**The Australian Workers' Union of Employees,
Queensland**

**The Electrical Trades Union of Employees
Queensland**

**United Voice, Industrial Union of Employees,
Queensland**

**Construction, Forestry, Mining & Energy,
Industrial Union of Employees, Queensland**

**Automotive, Metals, Engineering, Printing
and Kindred Industries Industrial Union of
Employees, Queensland**

CASE NO: CB/2018/201

PROCEEDING: Termination of an agreement

DELIVERED ON: 18 January 2019

HEARING DATE: 18 January 2019

MEMBER: Thompson IC

HEARD AT: Brisbane

ORDER: **1. The *Ipswich City Council Local Government Employees Certified Agreement 2011* 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 N. Todd of Peak Services for the Ipswich City Council

Mr L. Norris of Transport Workers' Union of Australia, Union of Employees (Queensland Branch)

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

Mr J. Blundell Thornton of Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland and for Plumbers & Gasfitters Employees' Union Queensland, Union of Employees

Reasons for Decision

- [1] The Ipswich City Council has applied to terminate the *Ipswich City Council Local Government Employees Certified Agreement 2011* (CA/2012/25), it does so pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The certified agreement had a nominal expiry date of 1 October 2014.
- [3] 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 Ipswich City Council have given notice of its intention to apply to

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

terminate the agreement;² that the other parties to the agreement agree to it being terminated;³ and, that the termination of the agreement is not contrary to the public interest;⁴ the *Ipswich City Council Local Government Employees Certified Agreement 2011* is terminated as and from 18 January 2019.⁵

[4] I make the following order:

- 1. The *Ipswich City Council Local Government Employees Certified Agreement 2011* is terminated.**

"I certify that the preceding 4 paragraphs are a true copy of the Reasons for Decision of Industrial Commissioner Thompson

J.M THOMPSON, Industrial Commissioner: _____

Dated: 18 January 2019

² Ibid s 228(2).

³ Ibid s 228(3)(b)(i).

⁴ Ibid s 228(3)(b)(ii).

⁵ Ibid s 228(4).