

## QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Bulloo Shire Council Certified Agreement, State No 7 2013 [2018] QIRC 064*

PARTIES: Bulloo Shire Council  
,  
and  
Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland  
The Australian Workers' Union of Employees, Queensland  
Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland  
Transport Workers' Union of Australia, Union of Employees (Queensland Branch)

CASE NO: CB/2018/50

PROCEEDING: Termination of agreement after nominal expiry date

DELIVERED ON: 24 May 2018

HEARING DATE: 24 May 2018

HEARD AT: Brisbane

MEMBER: Deputy President O'Connor

ORDER: **1. The *Bulloo Shire Council Certified Agreement, State No 7 2013* 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:

Mr B Watson for The Australian Workers' Union  
of Employees, Queensland

Ms N Todd of Peak Services, for the Bulloo Shire  
Council

### Reasons for Decision

- [1] The Bulloo Shire Council has applied to terminate the *Bulloo Shire Council Certified Agreement, State No 7 2013*, it does so pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The certified agreement had a nominal expiry date of 30 June 2015.
- [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;<sup>1</sup> that the Commission is satisfied that the Bulloo Shire Council has given notice of its intention to apply to terminate the agreement;<sup>2</sup> that the other parties to the agreement agree to it being terminated;<sup>3</sup> and, that the termination of the determination is not contrary to the public interest;<sup>4</sup> the *Bulloo Shire Council Certified Agreement, State No 7 2013*, is terminated as from 24 May 2018.<sup>5</sup>
- [4] I make the following order:

- 1. The *Bulloo Shire Council Certified Agreement, State No 7 2013* is terminated.**

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<sup>1</sup> *Industrial Relations Act 2016* s 228(3).

<sup>2</sup> *Ibid* s 228(2).

<sup>3</sup> *Ibid* s 228(3)(b)(i).

<sup>4</sup> *Ibid* s 228(3)(b)(ii).

<sup>5</sup> *Ibid* s 228(4).