

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Queensland Police Service Certified Agreement 2016 [2019] QIRC 173*

PARTIES: **State of Queensland (Queensland Police Service)**
and
Queensland Police Union of Employees
and
The Queensland Police Commissioned Officers' Union of Employees

CASE NO: CB/2019/107

PROCEEDING: Termination of agreement after nominal expiry date

DELIVERED ON: 15 November 2019

HEARING DATE: 15 November 2019

HEARD AT: Brisbane

MEMBER: O'Connor VP

ORDER: **1. *The Queensland Police Service Certified Agreement 2016 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 R Gillespie of the Public Safety Business Agency for the Queensland Police Service

Mr N Cooke of Counsel instructed by Hall Payne Lawyers for the Queensland Police Union of Employees

Superintendent D Frieberg for The Queensland
Police Commissioned Officers' Union of
Employees

Reasons for Decision

- [1] The State of Queensland (Queensland Police Service) has applied to terminate the *Queensland Police Service Certified Agreement 2016* pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The certified agreement had a nominal expiry date of 30 June 2019.
- [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 the Queensland Police Service 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 agreement is not contrary to the public interest;⁴ the *Queensland Police Service Certified Agreement 2016* is terminated as from 15 November 2019.⁵
- [4] I make the following order:
- 1. The *Queensland Police Service Certified Agreement 2016* 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).