

# QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Redland City Council Officers' Certified Agreement 2013* [2019] QIRC 061

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

CASE NO: CB/2019/22

PROCEEDING: Application for approval to terminate certified agreement after nominal expiry date

DELIVERED ON: 3 May 2019

HEARING DATE: 3 May 2019

HEARD AT: Brisbane

MEMBER: Knight IC

ORDER: **1. *The Redland City Council Officers' Certified Agreement 2013 is terminated.***

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

LEGISLATION: *Industrial Relations Act 2016*

APPEARANCES: Mr. S Blaney, for the Redland City Council  
Ms. M Robertson, for the Queensland Services, Industrial Union of Employees

### Reasons for Decision

- [1] The Redland City Council has applied to terminate the *Redland City Council Officers' Certified Agreement 2013*. It does so pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The Agreement nominally expired on 30 June 2016 and the parties consent to its termination.
- [3] I have considered the affidavit of Mr. Andrew Chesterman, Chief Executive Officer, Redland City Council, dated 15 April 2019.
- [4] I am satisfied that:
- the agreement does not provide any particular conditions that must be met before it may be terminated;<sup>1</sup>
  - the Commission is satisfied that Redland City Council have given notice of its intention to apply to terminate the agreement;<sup>2</sup>
  - the other parties to the agreement agree to its being terminated;<sup>3</sup> and
  - the termination of the agreement is not contrary to the public interest.<sup>4</sup>
- [5] On that basis, I terminate the *Redland City Council Officers' Certified Agreement 2013* with effect from 3 May 2019.<sup>5</sup>
- [6] I make the following order:
1. **The *Redland City Council Officers' Certified Agreement 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).