

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the City Parklands Certified Agreement 2017 [2020] QIRC 052*

PARTIES: **City Parklands Services Pty Ltd (ABN: 72 068 043 318)**
(Applicant)

v

**Construction, Forestry, Mining & Energy,
Industrial Union of Employees, Queensland**
(First Respondent)

and

**The Electrical Trades Union of Employees
Queensland**
(Second Respondent)

and

**Queensland Services, Industrial Union of
Employees**
(Third Respondent)

and

**Plumbers & Gasfitters Employees' Union
Queensland, Union of Employees**
(Fourth Respondent)

and

**United Voice, Industrial Union of
Employees, Queensland**
(Fifth Respondent)

and

**The Australian Workers' Union of
Employees, Queensland**
(Sixth Respondent)

CASE NO: CB/2020/14

PROCEEDING: Application for termination after expiry date

DELIVERED ON: 6 April 2020

HEARING DATE: 6 April 2020

MEMBER: Hartigan IC

HEARD AT: Brisbane

ORDER: **1. *The City Parklands Certified Agreement 2017 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 (Qld)*, s 228

APPEARANCES:

Ms C. Mason for City Parklands Services Pty Ltd

Ms M. Robertson for Queensland Services, Industrial Union of Employees

Mr D. Peverill for United Voice, Industrial Union of Employees, Queensland

Ms S. Schinnerl for The Australian Workers' Union of Employees, Queensland

Reasons for Decision

- [1] On 23 March 2020, City Parklands Services Pty Ltd (ABN: 72 068 043 318) ("City Parklands") applied, pursuant to s 228(1) of the *Industrial Relations Act 2016* ("the Act"), to terminate the *City Parklands Certified Agreement 2017* ("the certified agreement").
- [2] The certified agreement has a nominal expiry date of 31 December 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 City Parklands 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 *City Parklands Certified Agreement 2017* is terminated as and from 6 April 2020.⁵
- [4] I make the following order:

1. The *City Parklands Certified Agreement 2017* 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).