

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019*
[2020] QIRC 119

PARTIES: **State of Queensland (Queensland Health)**

and

Together Queensland, Industrial Union of Employees

and

The Australian Workers' Union of Employees, Queensland

CASE NO: CB/2020/49

PROCEEDING: Certification of Agreement

DELIVERED ON: 13 August 2020

HEARING DATE: On the Papers

HEARD AT: Brisbane

MEMBER: Knight IC

ORDER: *The Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019 is certified.*

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING – application for certification of an agreement – requirements for certification – agreement certified.

LEGISLATION: *Industrial Relations Act 2016*

Reasons for Decision

- [1] On 7 August 2020, the State of Queensland (Queensland Health), pursuant to s 189 of the *Industrial Relations Act 2016* ("the Act"), made an application to certify the *Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019* ("the agreement").

- [2] The named parties to the agreement are:
- State of Queensland (Queensland Health);
 - Together Queensland, Industrial Union of Employees; and
 - The Australian Workers' Union of Employees, Queensland.
- [3] The agreement is signed by all the abovementioned parties.
- [4] The agreement applies to the employer party of the agreement listed in cl 3 and its employees for whom classifications and rates of pay are prescribed by the agreement.
- [5] The application is accompanied by a copy of the agreement signed by each party.
- [6] I have had regard to the affidavits of Ms Theresa Hodges, Chief Human Resources Officer, Human Resources Branch, State of Queensland (Queensland Health), filed on 7 August 2020.
- [7] Having regard to these affidavits:
- I am satisfied of each relevant requirement in ch 4, pt 5, div 2, sub-div 2 of the Act; and
 - there is nothing in the agreement which would require me to refuse to grant the application pursuant to ch 4, pt 5, div 2, sub-div 3 of the Act.
- [8] The application to certify the *Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019* is granted.
- [9] The *Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019* operates from the day it is certified, namely 13 August 2020.
- [10] Although the nominal expiry date of the *Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019* is 31 August 2022, it continues to operate until it is terminated under s 227 or s 228 of the Act.
- [11] I make the following order:
- The Aboriginal and Torres Strait Islander Health Workforce (Queensland Health) Certified Agreement (No. 1) 2019 is certified.***