

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the certification of the TAFE Queensland
(TAFE Services Employees) Certified Agreement
2019 [2020] QIRC 128*

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

AND

**Automotive, Metals, Engineering, Printing and
Kindred Industries Industrial Union of
Employees, Queensland**

**Construction, Forestry, Mining & Energy,
Industrial Union of Employees, Queensland**

**The Electrical Trades Union of Employees
Queensland**

**Queensland Nurses and Midwives' Union of
Employees**

**Together Queensland, Industrial Union of
Employees**

CASE NO: CB/2020/58

PROCEEDING: Certification of Agreement

DELIVERED ON: 21 August 2020

HEARING DATE: On the Papers

HEARD AT: Brisbane

MEMBER: Pidgeon IC

ORDER: ***The TAFE Queensland (TAFE Services
Employees) Certified Agreement 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 *TAFE Queensland (TAFE Services Employees) Certified Agreement 2019* ("the agreement").
- [2] The named parties to the agreement are:
- **Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland**
 - **Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland**
 - **The Electrical Trades Union of Employees Queensland**
 - **Queensland Nurses and Midwives' Union of Employees**
 - **Together Queensland, Industrial Union of Employees**
 - **United Voice, Industrial Union of Employees, Queensland**
- [3] The agreement applies to the employer parties to the agreement listed in cl 4 and their employees for whom classifications and rates of pay are prescribed by the agreement.
- [4] The application is accompanied by a copy of the agreement signed by the following:
- **Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland**
 - **Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland**
 - **Queensland Nurses and Midwives' Union of Employees**
 - **Together Queensland, Industrial Union of Employees**
 - **United Voice, Industrial Union of Employees, Queensland**
- [5] An affidavit was filed on 13 August 2020 by Mr Alan Chapman, Acting Chief Executive Officer, State of Queensland (TAFE Queensland).

[6] Having regard to the abovementioned 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.

[7] The application to certify the *TAFE Queensland (TAFE Services Employees) Certified Agreement 2019* is granted.

[8] The *TAFE Queensland (TAFE Services Employees) Certified Agreement 2019* operates from the day it is certified, namely 21 August 2020.

[9] Although the nominal expiry date of the *TAFE Queensland (TAFE Services Employees) Certified Agreement 2019* is 31 August 2022, it continues to operate until it is terminated under s 227 or s 228 of the Act.

[10] I make the following order:

The *TAFE Queensland (TAFE Services Employees) Certified Agreement 2019* is certified.