

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the certification of the Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4) [2021] QIRC 004*

PARTIES: **Sunshine Coast Council**

AND

The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees

Queensland Services, Industrial Union of Employees

CASE NO: CB/2020/90

PROCEEDING: Certification of Agreement

DELIVERED ON: 5 January 2021

HEARING DATE: 5 January 2021

HEARD AT: Brisbane

MEMBER: POWER IC

ORDER: ***The Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4) is certified.***

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

LEGISLATION: *Industrial Relations Act 2016 (Qld)*

Reasons for Decision

- [1] On 16 December 2020, the Sunshine Coast Council ("the Applicant"), pursuant to s 189 of the *Industrial Relations Act 2016* (Qld) ("the Act"), made an application to certify the *Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4)* ("the Agreement").
- [2] The named parties to the Agreement are:
- **Sunshine Coast Council;**
 - **The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees; and**
 - **Queensland Services, Industrial Union of Employees.**
- [3] The Agreement applies to the Sunshine Coast Council and all its employees under clause 5 of the Agreement, except for the CEO and other 2nd and 3rd organisation structure tier Senior Officer positions as defined by Division 2, Section 1, clause 4.2 of the *Queensland Local Government Industry (Stream A) Award – State 2017*.
- [4] The application is accompanied by a copy of the Agreement signed by the following:
- **Sunshine Coast Council;**
 - **The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees; and**
 - **Queensland Services, Industrial Union of Employees.**
- [5] An affidavit was filed on 16 December 2020 by Ms Emma Thomas, Chief Executive Officer of Sunshine Coast Council.
- [6] Having regard to the abovementioned affidavit:
- 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 *Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4)* is granted.
- [8] The *Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4)* operates from the day it is certified, namely 5 January 2021.
- [9] Although the nominal expiry date of the *Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4)* is 30 June 2023, it continues to operate until it is terminated under s 227 or s 228 of the Act.

[10] I make the following order:

The Sunshine Coast Council Salaried Officers Certified Agreement 2020 (No. 4)
is certified.