

## QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020* [2020] QIRC 046

PARTIES: **Western Downs Regional Council**

AND

**Queensland Services, Industrial Union of Employees**

**Australian Workers' Union of Employees, Queensland**

CASE NO: CB/2020/9

PROCEEDING: Application for certification of an agreement

DELIVERED ON: 26 March 2020

HEARING DATE: 26 March 2020

HEARD AT: Brisbane

MEMBER: Dwyer IC

ORDER: **1. *The Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020 is certified***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING – Application for certification of an agreement – Requirements for certification – Agreement certified

LEGISLATION: *Industrial Relations Act 2016*

*Industrial Relations (Tribunals) Rules 2011*

APPEARANCES: Mr S. Thompson for the Western Downs Regional Council.

Mr J. Harding for the Australian Workers' Union of Employees, Queensland.

Mr S. Boman for the Queensland Services, Industrial Union of Employees.

### Reasons for Decision

- [1] On 4 March 2020, the Chief Executive Officer of the Western Downs Regional Council ('the Applicant') pursuant to s 189 of the *Industrial Relations Act 2016* ('the Act'), made an application to certify the *Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020* ('the Agreement').
- [2] Clause 2.1 of the Agreement names the parties as the Applicant and the following employee organisations:
- Queensland Services, Industrial Union of Employees; and
  - The Australian Workers' Union of Employees, Queensland.
- [3] The Agreement covers:
- The Western Downs Regional Council,
  - its employees; and
  - the organisations named at cl. 2.1 of the Agreement.
- [4] Having regard to the submissions made by the parties who appeared and to the affidavit of Mr Ross Musgrove filed 4 March 2020:
- 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.
- [5] The application to certify the *Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020* is granted.
- [6] The *Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020* operates from the day it is certified, namely 26 March 2020.
- [7] Although the nominal expiry date of the *Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020* is 26 March 2023, it continues to operate until it is terminated under s 227 or s 228 of the Act.
- [8] I make the following order:
1. **The *Western Downs Regional Council Non-Operational Staff Certified Agreement - 2020* is certified.**