

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Child Safety and Youth Justice Certified Agreement 2021* [2021] QIRC 183

PARTIES: **State of Queensland (Department of Children, Youth Justice and Multicultural Affairs)**

AND

Together Queensland, Industrial Union of Employees

The Australian Workers' Union of Employees, Queensland

United Voice, Industrial Union of Employees, Queensland

CASE NO: CB/2021/14

PROCEEDING: Application for certification of an Agreement

DELIVERED ON: 28 May 2021

HEARING DATE: 28 May 2021

MEMBER: Knight IC

HEARD AT: Brisbane

ORDERS: ***The Child Safety and Youth Justice Certified Agreement 2021 is certified.***

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

LEGISLATION: *Industrial Relations Act 2016* ch 4, pt 5, div 2

APPEARANCES: Ms C Toy of Crown Law for the State of Queensland (Department of Children, Youth Justice and Multicultural Affairs)

Mr M Thomas for Together Queensland, Industrial Union of Employees

Mr B Watson for The Australian Workers' Union of Employees, Queensland

Reasons for Decision

- [1] On 12 May 2021, the State of Queensland (Department of Children, Youth Justice and Multicultural Affairs) made an application pursuant to s 189 of the *Industrial Relations Act 2016* ('the Act') to certify the *Child Safety and Youth Justice Certified Agreement 2021* ('the agreement').
- [2] The named parties to the agreement are the Applicant and the following employee organisations:
- Together Queensland, Industrial Union of Employees;
 - The Australian Workers' Union of Employees, Queensland; and
 - United Voice, Industrial Union of Employees, Queensland.
- [3] The agreement is signed by all the above-mentioned parties.
- [4] The agreement applies to all employees of the Department of Children, Youth Justice and Multicultural Affairs who are covered by the *Queensland Public Service Officers and Other Employees Award – State 2015* and the *General Employees (Queensland Government Departments) and Other Employees Award – State 2015*, excluding those covered by the *Youth Detention Centre Certified Agreement 2019*.
- [5] Having regard to the submissions made by the parties who appeared at the hearing today, as well as the affidavit of Ms Deidre Mulkerin, Director-General of the Department, filed on 12 May 2021:
- 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.
- [6] The application to certify the agreement is granted.

- [7] The agreement operates from the day it is certified, being today's date, 28 May 2021.
- [8] Although the nominal expiry date of the agreement is 31 August 2023, it continues to operate until it is terminated under either s 227 or s 228 of the Act.
- [9] I make the following order:

The Child Safety and Youth Justice Certified Agreement 2021 is certified.