

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Blackall-Tambo Regional Council Enterprise Bargaining Agreement 2018-2021 [2022] QIRC 047*

PARTIES: **Blackall-Tambo Regional Council**

v

The Australian Workers' Union of Employees, Queensland

Construction, Forestry, Mining and Energy, Industrial Union of Employees, Queensland

Queensland Services, Industrial Union of Employees

CASE NO: CB/2022/10

PROCEEDING: Termination of an agreement

DELIVERED ON: 22 February 2022

HEARING DATE: 22 February 2022

MEMBER: Pidgeon IC

HEARD AT: Brisbane

ORDER: ***The Blackall-Tambo Regional Council Enterprise Bargaining Agreement 2018-2021 is terminated.***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING - Application for termination of agreement after nominal expiry date - Requirements for termination - agreement terminated

LEGISLATION: *Industrial Relations Act 2016, s 228*

APPEARANCES: Ms M Martin for the Council

Mr J Maguire for TSU

Mr P Dunbar for CFMEU

Mr D Marr for AWU

Reasons for Decision

- [1] The Blackall-Tambo Regional Council has applied to terminate the *Blackall-Tambo Regional Council Enterprise Bargaining Agreement 2018-2021*. It does so pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The Agreement nominally expired on 30 June 2021 and the parties consent to its termination.
- [3] On the basis that the agreement does not include any provisions recording that any particular conditions need to be met before it may be terminated;¹ that the Commission is satisfied that the Blackall-Tambo Regional Council has given notice of its intention to apply to terminate the agreement;² that the other party to the agreement agree to it being terminated;³ and, that the termination of the agreement is not contrary to the public interest;⁴ the *Blackall-Tambo Regional Council Enterprise Bargaining Agreement 2018-2021* is terminated as from 22 February 2022.⁵
- [4] I make the following order: **The *Blackall-Tambo Regional Council Enterprise Bargaining Agreement 2018-2021* is terminated.**

¹ *Industrial Relations Act 2016* s 228(3).

² *Ibid* s 228(2).

³ *Ibid* s 228(3)(b)(i).

⁴ *Ibid* s 228(3)(b)(ii).

⁵ *Ibid* s 228(4)