

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Paroo Shire Council - Non-Operational Staff Certified Agreement 2018 [2022] QIRC 041*

PARTIES: **Paroo Shire Council**

v

Queensland Services, Industrial Union of Employees

CASE NO: CB/2022/1

PROCEEDING: Termination of an agreement

DELIVERED ON: 17 February 2022

HEARING DATE: 17 February 2022

MEMBER: Pidgeon IC

HEARD AT: Brisbane

ORDER: ***The Paroo Shire Council - Non-Operational Staff Certified Agreement 2018 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 (Qld) s 228*

APPEARANCES: Mr S Phipps for the Council

Mr Maguire for the TSU

Reasons for Decision

- [1] The Paroo Shire Council has applied to terminate the *Paroo Shire Council - Non-Operational Staff Certified Agreement 2018*. It does so pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The Agreement nominally expired on 19 November 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 Paroo Shire 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 *Paroo Shire Council - Non-Operational Staff Certified Agreement 2018* is terminated as from 17 February 2022.⁵
- [4] I make the following order: **The *Paroo Shire Council - Non-Operational Staff Certified Agreement 2018* 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)