

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Bulloo Shire Council Officers Certified Agreement 2021 [2022] QIRC 104*

PARTIES: **Bulloo Shire Council**

AND

Queensland Services, Industrial Union of Employees

CASE NO: CB/2022/24

PROCEEDING: Application for certification of an agreement

DELIVERED ON: 24 March 2022

HEARING DATE: 24 March 2022

MEMBER: Hartigan IC

HEARD AT: Brisbane

ORDER: ***The Bulloo Shire Council Officers 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 (Qld) ss 189, 227 and 228*

APPEARANCES: Ms S. Mitanis of MBA Lawyers for the Bulloo Shire Council

Ms S. Wilson for the Queensland Services, Industrial Union of Employees

Reasons for Decision

- [1] On 24 February 2022, the Bulloo Shire Council ('the Council') filed an application pursuant to s 189 of the *Industrial Relations Act 2016* (Qld) ('the IR Act') to certify the *Bulloo Shire Council Officers Certified Agreement 2021* ('the agreement').
- [2] The named parties to the agreement are the Council and the Queensland Services, Industrial Union of Employees.
- [3] As required by s 189(3) of the IR Act, the application was made within 21 days of the date on which the agreement was signed by the parties.
- [4] The agreement applies to the Council and all Council employees covered by the *Queensland Local Government Industry (Stream A) Award – State 2017* ('Stream A Award'), except for employees that are employed under the classification of 'Senior Officer' as defined in the Stream A Award¹ and the Queensland Services, Industrial Union of Employees.
- [5] Having regard to the submissions made by the parties who appeared at the hearing of the matter on 24 March 2022, and the material filed,² I am satisfied that:
 - (a) each relevant requirement under Ch 4, Pt 5, Sub-Div.2 of the IR Act has been satisfied; and
 - (b) there is nothing in the agreement which would require the Commission to refuse to grant the application under Ch 4, Pt 5, Sub-Div.3 of the IR Act.
- [6] Accordingly, the application to certify the *Bulloo Shire Council Officers Certified Agreement 2021* is granted.
- [7] The *Bulloo Shire Council Officers Certified Agreement 2021* operates from the date it was certified, namely 24 March 2022.
- [8] Although the nominal expiry date of the *Bulloo Shire Council Officers Certified Agreement 2021* is 24 March 2025, the agreement will continue to operate until it is terminated under ss 227 or 228 of the IR Act.
- [9] I make the following order:

The *Bulloo Shire Council Officers Certified Agreement 2021* is certified.

¹ *Queensland Local Government Industry (Stream A) Award – State 2017*, Div. 2 Section 1, cl 4.2.

² Application for certification and affidavit of Mr Amer Tawfik each filed on 24 February 2022.