

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Townsville City Council
(Trades Employees) Certified Agreement 2022*
[2022] QIRC 179

PARTIES: **Townsville City Council**

AND

**The Electrical Trades Union of Employees
Queensland**

**Construction, Forestry, Mining & Energy,
Industrial Union of Employees, Queensland**

**Automotive, Metals, Engineering, Printing
and Kindred Industries Industrial Union of
Employees, Queensland**

**Plumbers and Gasfitters Employees' Union
Queensland, Union of Employees**

CASE NO: CB/2022/37

PROCEEDING: Application for certification of an agreement

DELIVERED ON: 24 May 2022

HEARING DATE 24 May 2022

MEMBER: Hartigan IC

HEARD AT: Brisbane

ORDER: ***The Townsville City Council (Trades
Employees) Certified Agreement 2022 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 N. Hope of the Local Government Association Queensland for the Townsville City Council

Mr P. Dunbar of the Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland

Reasons for Decision

- [1] On 4 May 2022, the Townsville City Council ('the Council') filed an application pursuant to s 189 of the *Industrial Relations Act 2016 (Qld)* ('the IR Act') to certify the *Townsville City Council (Trades Employees) Certified Agreement 2022* ('the agreement').
- [2] The named parties to the agreement are the Council and the following unions:
 - (a) The Electrical Trades Union of Employees, Queensland;
 - (b) Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland;
 - (c) Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland; and
 - (d) Plumbers and Gasfitters Employees' Union Queensland, 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 employed under the terms of Div. 1, ss 1 and 2 of the *Queensland Local Government Industry Award (Stream C) Award – State 2017*.
- [5] Having regard to the submissions made by the parties who appeared at the hearing of the matter on 24 May 2022, and the material filed,¹ I am satisfied that:
 - (a) each relevant requirement under Ch 4, Pt 5, Sub-Div.2 of the IR Act has been satisfied; and

¹ Application for certification and affidavit of Dr Prins Ralston, each filed on 4 May 2022.

- (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 *Townsville City Council (Trades Employees) Certified Agreement 2022* is granted.
- [7] The *Townsville City Council (Trades Employees) Certified Agreement 2022* operates from the date it was certified, namely 24 May 2022.
- [8] Although the nominal expiry date of the *Townsville City Council (Trades Employees) Certified Agreement 2022* is 30 April 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 *Townsville City Council (Trades Employees) Certified Agreement 2022* is certified.