

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Queensland Fire and Emergency Services Certified Agreement 2022* [2023] QIRC 138

PARTIES: **State of Queensland**
(Queensland Fire and Emergency Services)

AND

United Firefighters' Union of Australia, Union of Employees, Queensland

Queensland Fire and Rescue – Senior Officers Union of Employees

Together Queensland, Industrial Union of Employees

CASE NO: CB/2023/45

PROCEEDING: Application for certification of an Agreement

DELIVERED ON: 24 May 2023

HEARING DATE: 24 May 2023

MEMBER: McLennan IC

HEARD AT: Brisbane

ORDERS: ***The Queensland Fire and Emergency Services Certified Agreement 2022 is certified.***

CATCHWORDS: INDUSTRIAL LAW – QUEENSLAND – AGREEMENTS – application for certification of a certified agreement – requirements for certification – agreement certified

LEGISLATION: *Industrial Relations Act 2016* (Qld) ch 4

APPEARANCES: Ms T Elliott, Ms F Bridges and Assistant Commissioner D Hermann for Queensland Fire and Emergency Services

Mr L Duncan for Queensland Fire and Rescue –
Senior Officers Union of Employees

Mr A Cooke for United Firefighters’ Union of
Australia, Union of Employees, Queensland

Mr M Thomas for Together Queensland, Industrial
Union of Employees

Reasons for Decision

- [1] On 12 May 2023, the Queensland Fire and Emergency Services ('the QFES') made an application pursuant to s 189 of the *Industrial Relations Act 2016* (Qld) ('the IR Act') to certify the *Queensland Fire and Emergency Services Certified Agreement 2022* ('the agreement').
- [2] The named parties to the agreement are the QFES and the following employee organisations:
 - United Firefighters’ Union of Australia, Union of Employees, Queensland ('UFU');
 - Queensland Fire and Rescue – Senior Officers Union of Employees ('SOU'); and
 - Together Queensland, Industrial Union of Employees ('TQ').
- [3] The agreement is signed by all the above-mentioned parties.
- [4] Along with the QFES, the UFU, SOU and TQ also appeared today and consented to the present application. No other person appeared or sought to make submissions.
- [5] The agreement applies to all employees of the QFES for whom rates of pay, conditions of employment and entitlements are provided for therein.
- [6] The agreement operates in conjunction with the *Queensland Fire and Emergency Services Employees Award – State 2016* as amended or varied from time to time.
- [7] Having regard to the submissions made by the parties who appeared at the hearing today, as well as the affidavit of Acting Commissioner Michael Wassing of the QFES affirmed on 5 May 2023:
 - I am satisfied of each relevant requirement in ch 4 pt 5 div 2 sub-div 2 of the IR 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 IR Act.

[8] The application to certify the agreement is granted. The agreement operates from the day it is certified, being today's date, 24 May 2023.

[9] Although the nominal expiry date of the agreement is 30 June 2025, it continues to operate until it is terminated under either s 227 or s 228 of the IR Act.

[10] I make the following order:

The Queensland Fire and Emergency Services Certified Agreement 2022 is certified