

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION  
*Industrial Relations Act 2016*

The Australian Workers' Union of Employees, Queensland  
*B/2023/46*

Together Queensland, Industrial Union of Employees  
*B/2023/47*

Queensland Council of Unions  
*B/2023/48*  
*Applicants*

v

State of Queensland  
*Respondent*

**APPLICATION FOR A DECLARATION OF GENERAL RULING  
STATE WAGE CASE 2023**

**DIRECTIONS ORDER**

BY CONSENT of the parties, IT IS ORDERED THAT:

**The Application for a Declaration about an industrial matter**

1. The applicants file in the Industrial Registry, and serve on each other party, a further application in the existing proceedings seeking a declaration under section 463 on the proper construction of sections 459 and 459A of the *Industrial Relations Act 2016*, when applied to a determination under s 458 of the *Industrial Relations Act 2016* **by 4.00 pm on Monday 7 August 2023**. Any matters agreed by the parties regarding the interpretation are to be included in a schedule attached to the application.
2. Each party file in the Industrial Registry, and serve on each other party, an outline of submissions or statement of position, on the proper construction of the sections which includes a position on any elements not otherwise agreed by the parties **by 4.00 pm on Monday 14 August 2023**.
3. Each party file in the Industrial Registry, and serve on each other party, submissions in reply, **by 4:00 pm on Friday 18 August 2023**.
4. The application for a declaration be listed for a one day hearing before the Full Bench on **a date to be advised**.

**The 'State Wage Case' Hearing**

5. On 25 August 2023, the parties will jointly submit the expert reports to the Industrial Registry as agreed evidence in the proceedings.

6. Each party shall file in the Industrial Registry, and serve on each other party, an outline of submissions '**the Position Paper**' and any affidavit evidence and supporting materials the parties intend to rely upon at the hearing **by 4:00 pm on Thursday 14 September 2023**. This shall:
  - a. state the party's position on any wage adjustment to be made to all State awards for 2023;
  - b. state the party's position on any increase to be made to existing award allowances in 2023 which relate to work or conditions which have not changed in service;
  - c. state the party's position on an increase to the Queensland Minimum Wage in 2023;
  - d. generally outline the party's submissions on the evidence filed in the proceedings, including expert evidence; and
  - e. outline any other matters that are relevant to supporting the party's position on the application.
7. Any party to the proceedings may be at liberty to file submissions in reply and further affidavit evidence and supporting materials **by 4:00 pm on Thursday 28 September 2023**.
8. The parties file in the Industrial Registry a joint trial plan at least **three business days before the date the matter is listed to be heard**.
9. The matter be listed before the Full Bench for **five days commencing Monday 9 October 2023**.

#### **Hearing about the Full Bench's exercise of discretion**

10. Each respondent, file in the Industrial Registry and serve on each other party, an outline of submissions and any affidavit evidence and supporting material, relevant to the question of how the Full Bench should exercise its discretion under s 459A of the *Industrial Relations Act 2016*, within five business days of the Full Bench's advice on any adjustment to wages and applicable allowances under State awards in 2023.
11. The applicants, file in the Industrial Registry and serve on each other party, any affidavit evidence and supporting material the parties intend to rely upon in response within five business days of the respondents' submissions.
12. Each respondent shall be at liberty to file, and serve on each other party, any further submissions in reply within five business days of the applicants' submissions.
13. The matter be listed before the Full Bench for **five days commencing Monday 20 November 2023**.
14. The parties have liberty to apply on two days' notice to the other parties.

Dated: 31 July 2023

D.L. O'Connor  
Vice President.