

**QUEENSLAND INDUSTRIAL RELATIONS COMMISSION**

CITATION: *In the termination of the City Parklands Services Certified Agreement 2020 [2025] QIRC 115*

PARTIES: **City Parklands Services Pty Ltd**  
Applicant

v

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

**Plumbers & Gasfitters Employees' Union  
Queensland, Union of Employees**  
Second Respondent

**Queensland Services, Industrial Union of  
Employees**  
Third Respondent

**The Australian Workers' Union of  
Employees, Queensland**  
Fourth Respondent

**The Electrical Trades Union of Employees  
Queensland**  
Fifth Respondent

**United Workers' Union, Industrial Union  
of Employees, Queensland**  
Sixth Respondent

CASE NO: CB/2025/15

PROCEEDING: Application to terminate an agreement

DELIVERED ON: 9 May 2025

HEARING DATE: 7 May 2025

MEMBER: Pratt IC

HEARD AT: Brisbane

ORDER: **1. The *City Parklands Services Certified Agreement 2020* is terminated.**

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING – AGREEMENTS – application for termination of agreement – requirements for termination – agreement terminated.

LEGISLATION: *Industrial Relations Act 2016* (Qld) s 189, s 228

APPEARANCES:

Mr P Spoto of the Local Government Association of Queensland for the Applicant

Ms E Eaves for the Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland

Ms J Wiggan for the Queensland Services, Industrial Union of Employees

Mr B Watson for the Australian Workers' Union of Employees, Queensland

Excused from appearing are the Plumbers & Gasfitters Employees' Union Queensland, Union of Employees, The Electrical Trades Union of Employees Queensland, and the United Workers' Union, Industrial Union of Employees, Queensland

### **Reasons for Decision**

- [1] On 31 March 2025, City Parklands Services Pty Ltd ('the Applicant') applied to terminate the *City Parklands Services Certified Agreement 2020* ('the Agreement') pursuant to section 228(2) of the Industrial Relations Act 2016 (Qld) ('the IR Act').

- [2] The Agreement has a nominal expiry date of 31 August 2023.
- [3] Section 228(3) of the IR Act provides:
- (3) The commission must approve the termination if, and must refuse to approve the termination unless, satisfied subsection (2) has been complied with and-
    - (a) for an agreement or determination that provides that it may be terminated if particular conditions are met-the conditions have been met; or
    - (b) for an agreement or determination that does not provide for the way it may be terminated-
      - (i) the other parties to the agreement or determination agree to it being terminated; and
      - (ii) termination of the agreement or determination is not contrary to the public interest.
- [4] I have had regard to the submissions made by the parties who appeared at the hearing on 7 May 2025 supporting the termination of the Agreement, correspondence in support of the termination of the Agreement from the employee organisations who were excused from appearing at that hearing,<sup>1</sup> and the affidavit of Mr Sean Madigan, the Chief Executive Officer of the Applicant, filed on 31 March 2025.
- [5] The Agreement does not provide that particular conditions need to be met before it may be terminated.
- [6] I am satisfied that the Applicant has given the requisite notice of its intention to apply to terminate the Agreement.
- [7] On 31 March 2025, the Applicant made an application to certify the *City Parklands Certified Agreement 2024* pursuant to section 189 of the *Industrial Relations Act 2016* (Qld) ('the IR Act').
- [8] The Applicant and the following employee organisations have agreed to the terms of the *City Parklands Certified Agreement 2024* that will replace the Agreement:
- (a) Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland;
  - (b) Plumbers & Gasfitters Employees' Union Queensland, Union of Employees;

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<sup>1</sup> The employee organisations who were excused are the Plumbers & Gasfitters Employees' Union Queensland, Union of Employees, The Electrical Trades Union of Employees Queensland, and the United Workers' Union, Industrial Union of Employees, Queensland.

- (c) Queensland Services, Industrial Union of Employees;
- (d) The Australian Workers' Union of Employees, Queensland;
- (e) The Electrical Trades Union of Employees Queensland; and
- (f) United Workers' Union, Industrial Union of Employees, Queensland.

[9] I am satisfied that:

- (a) all parties to the Agreement agree to it being terminated; and
- (b) the termination of the Agreement is not contrary to the public interest.

[10] Section 228(4) of the IR Act provides that the termination takes effect when the Commission's approval takes effect.

[11] I approve the termination of the *City Parklands Services Certified Agreement 2020* from 7 May 2025.

[12] I make the following order:

**Order**

- 1. The *City Parklands Services Certified Agreement 2020* is terminated.**