

# QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Logan City Council  
Certified Agreement 2022 [2025] QIRC 250*

PARTIES: **Logan City Council**

AND

**The Association of Professional Engineers,  
Scientists and Managers, Australia,  
Queensland Branch, Union of Employees  
(APESMA)**

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

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

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

**The Electrical Trades Union of Employees  
Queensland (ETU)**

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

**Queensland Services, Industrial Union of  
Employees**

**Transport Workers' Union of Australia, Union  
of Employees (Queensland Branch)**

**Queensland Nurses and Midwives' Union of  
Employees (QNMU)**

CASE NO.: CB/2025/107

PROCEEDING: Termination of an agreement

DELIVERED ON: 19 September 2025

HEARING DATE: 19 September 2025

MEMBER: Power IC

HEARD AT: Brisbane

ORDER: **The *Logan City Council Certified Agreement 2022* is terminated.**

CATCHWORDS: INDUSTRIAL LAW – QUEENSLAND – AGREEMENTS – application for termination of agreement after nominal expiry date – requirements for termination – agreement terminated

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

APPEARANCES:

A. Farmer for the Local Government Association of Queensland

B. McCreddie for The Australian Workers' Union of Employees, Queensland;

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

J. Donaghy for the Queensland Services, Industrial Union of Employees

### Reasons for Decision

- [1] On 11 September 2025, the Logan City Council ('the Applicant') applied, pursuant to s 228(1) of the *Industrial Relations Act 2016* (Qld) ('the Act'), to terminate the *Logan City Council Certified Agreement 2022* ('the certified agreement').
- [2] The certified agreement has a nominal expiry date of 22 April 2025.
- [3] Section 228 of the Act provides:

#### **228 Termination after nominal expiry date**

- (1) After the nominal expiry date of a certified agreement or arbitration determination, the following persons may apply to the commission to terminate the agreement or determination—
  - (a) the employer;
  - (b) a valid majority of the relevant employees;
  - (c) an employee organisation to which the agreement or determination applies and that has at least 1 member who is a relevant employee.
- (2) The person who intends to apply to terminate the agreement or determination must give all other persons to whom the agreement or determination applies notice of the intention.

- (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) The termination takes effect when the commission's approval takes effect.

[4] I have had regard to:

- (a) the submissions made by the parties who appeared today; and
- (b) the affidavit of Mr Darren Scott, Chief Executive Officer of the Applicant.

[5] The certified 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 certified agreement.

[7] On 11 September 2025, the Applicant made an application, pursuant to s 189 of the Act, to certify the *Logan City Council Certified Agreement 2025*.

[8] The Applicant and the following employee organisations have agreed to the terms of the *Logan City Council Certified Agreement 2025* which will replace the certified agreement:

- (a) The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees (APESMA);
- (b) The Australian Workers' Union of Employees, Queensland;
- (c) Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland (AMEPKU);
- (d) Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland
- (e) The Electrical Trades Union of Employees Queensland (ETU);
- (f) Plumbers & Gasfitters Employees' Union Queensland, Union of Employees;
- (g) Queensland Services, Industrial Union of Employees;
- (h) Transport Workers' Union of Australia, Union of Employees (Queensland Branch); and
- (i) Queensland Nurses and Midwives' Union of Employees (QNMU).

[9] I am satisfied that:

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

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

[11] I approve the termination of the *Logan City Council Certified Agreement 2022* with effect from 19 September 2025.

[12] I make the following order:

**The *Logan City Council Certified Agreement 2022* is terminated.**