

# QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Murweh Shire Council Certified Agreement 2022 [2026] QIRC 038*

PARTIES: **Murweh Shire Council**

AND

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

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

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

**The Electrical Trades Union of Employees Queensland**

**Queensland Services, Industrial Union of Employees**

CASE NO.: CB/2026/2

PROCEEDING: Application for termination of an agreement

DELIVERED ON: 17 February 2026

HEARING DATE: 17 February 2026

MEMBER: Merrell DP

HEARD AT: Brisbane

ORDER: ***The Murweh Shire 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, s 189 and s 228*

APPEARANCES:

Ms S. Mitanis for the Murweh Shire Council.

Mr T. Stephens for The Australian Workers' Union of Employees, Queensland.

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

**Reasons for Decision**

- [1] On 13 January 2026, the Murweh Shire Council ('the Applicant') applied, pursuant to s 228(1) of the *Industrial Relations Act 2016* ('the Act'), to terminate the *Murweh Shire Council Certified Agreement 2022* ('the certified agreement').
- [2] The certified agreement has a nominal expiry date of 29 September 2025.
- [3] Section 228(3) of the 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 today; and
  - the affidavit of Mr Bruce 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 13 January 2026, the Applicant made an application, pursuant to s 189 of the Act, to certify the *Murweh Shire Council Certified Agreement 2025*.
- [8] The Applicant and the following employee organisations have agreed to the terms of the *Murweh Shire Council Certified Agreement 2025* which will replace the certified agreement:

- The Australian Workers' Union of Employees, Queensland;
- Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland;
- Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland;
- The Electrical Trades Union of Employees Queensland; and,
- Queensland Services, Industrial Union of Employees.

[9] I am satisfied that:

- all parties to the certified agreement agree to it being terminated; and
- 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 *Murweh Shire Council Certified Agreement 2022* with effect from 17 February 2026.

[12] I make the following order:

**The *Murweh Shire Council Certified Agreement 2022* is terminated.**