

# QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Livingstone Shire Council Certified Agreement 2025 [2026] QIRC 087*

PARTIES: **Livingstone Shire Council**

AND

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

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

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

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

**The Electrical Trades Union of Employees Queensland**

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

**Queensland Services, Industrial Union of Employees**

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

CASE NO.: CB/2026/15

PROCEEDING: Application for certification of an agreement

DELIVERED ON: 25 March 2026

HEARING DATE: 25 March 2026

HEARD AT: Brisbane

MEMBER: O'Neill IC

ORDER: *The Livingstone Shire Council Certified Agreement 2025 is certified.*

CATCHWORDS:	INDUSTRIAL LAW - QUEENSLAND - AGREEMENTS - application for certification of an agreement - requirements for certification - agreement certified
LEGISLATION:	<i>Industrial Relations Act 2016</i> , s 189, ch 4, pt 5, div 2, sub-divs 2 and 3, s 196, s 227 and s 228
APPEARANCES:	Ms A. Farmer of the Local Government Association of Queensland for the Livingstone Shire Council.  Mr T. Stephens for The Australian Workers' Union of Employees, Queensland.  Mr J. Donaghy for Queensland Services, Industrial Union of Employees.  Ms E. Eaves for Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland.

### Reasons for Decision

- [1] On 12 March 2026, the Livingstone Shire Council ('the Applicant'), pursuant to s 189 of the *Industrial Relations Act 2016* ('the Act'), made an application to certify the *Livingstone Shire Council Certified Agreement 2025* ('the agreement').
- [2] The named parties to the agreement are the Applicant and the following employee organisations:
- The Association of Professional Engineers, Scientists and Managers, Australia, Queensland Branch, Union of Employees (APESMA);
  - Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland (AMEPKU);
  - The Australian Workers' Union of Employees, Queensland (AWU);
  - Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland (CFMEU);
  - The Electrical Trades Union of Employees Queensland (ETU);
  - Plumbers and Gasfitters Employees' Union of Queensland, Union of Employees (PGEU);

- Queensland Services, Industrial Union of Employees (QSU); and
- Transport Workers' Union of Australia, Union of Employees (TWU).

[3] The agreement is signed by all the above-mentioned parties, except for the ETU.

[4] By letter dated 23 March 2026, the ETU advised the Commission that:

- it was a negotiating party for the agreement;
- it agreed to the terms of the agreement; however, it did not intend to sign the agreement; and
- it wished to be a party to and covered by the agreement.

[5] In light of the correspondence from the ETU, s 189(2)(a) and s 196(2)(a) of the Act enable me to certify the proposed Agreement, even though it has not been signed by the ETU.

[6] The agreement applies to:

- the Applicant;
- all the Applicant's employees covered by:
  - the *Queensland Local Government Industry (Stream A) Award - State 2017*;
  - the *Queensland Local Government Industry (Stream B) Award - State 2017*;
  - the *Queensland Local Government Industry (Stream C) Award - State 2017*;
  - and
  - the *Training Wage Award – State 2012*.
- the employee organisations named in paragraph [2] above.

[7] Having regard to the submissions made by the parties who appeared today and to the affidavit of Mr Alastair Dawson, Interim Chief Executive Officer of the Applicant, filed on 12 March 2026:

- I am satisfied of each relevant requirement in ch 4, pt 5, div 2, sub-div 2 of the 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 Act.

[8] The application to certify the *Livingstone Shire Council Certified Agreement 2025* is granted.

[9] The *Livingstone Shire Council Certified Agreement 2025* operates from 25 March 2026.

[10] Although the nominal expiry date of the *Livingstone Shire Council Certified Agreement 2025* is 30 September 2029, it continues to operate until it is terminated under s 227 or s 228 of the Act.

[11] I make the following order:

**The *Livingstone Shire Council Certified Agreement 2025* is certified.**