

**QUEENSLAND INDUSTRIAL RELATIONS COMMISSION**

CITATION: *In the termination of the Maritime Safety Queensland Maritime Operations Certified Agreement 2022 [2026] QIRC 172*

PARTIES: **State of Queensland (Department of Transport and Main Roads)**

**AND**

**Australian Maritime Officers Union  
Queensland Union of Employees**

**Australian Institute of Marine and Power Engineers' Union of Employees, Queensland District**

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

**Together Queensland, Industrial Union of Employees**

CASE NO: CB/2026/49

PROCEEDING: Termination of an agreement

DELIVERED ON: 20 May 2026

HEARING DATE: 18 May 2026

MEMBER: Knight IC

HEARD AT: Brisbane

ORDER: ***The Maritime Safety Queensland Maritime Operations Certified Agreement 2022 is terminated.***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING – application for termination after nominal expiry date – requirements for termination – determination terminated

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

APPEARANCES: Mr R. Moxham, Mr H. Sungston and Mr J. Kershaw for the State of Queensland (Department of Transport and Main Roads)

Mr C. Claydon for the Australian Maritime Officers Union Queensland Union of Employees

Ms M. Page for the Australian Institute of Marine and Power Engineers' Union of Employees, Queensland District

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

Mr A. Bellion for Together Queensland, Industrial Union of Employees

### **Reasons for Decision**

[1] On 28 April 2026, the Department of Transport and Main Roads applied to terminate the *Maritime Safety Queensland Maritime Operations Certified Agreement 2022* ('the Agreement') pursuant to s 228(1) of the *Industrial Relations Act 2016* (Qld) ('the IR Act').

[2] The Agreement has a nominal expiry date of 30 September 2025.

[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] In making my decision I have had regard to s 228(3), the submissions made by the parties who appeared at the hearing on 18 May 2026, and the affidavit of Ms Sally Stannard, Director-General, Department of Transport and Main Roads, affirmed on 28 April 2026.

[5] I am satisfied that the Applicant has given the requisite notice of its intention to apply to terminate the certified agreement.

[6] On 28 April 2026, the Applicant made an application, pursuant to s 189 of the Act, to certify the *Maritime Safety Queensland Maritime Operations Certified Agreement 2026*.

[7] The following employee organisations have agreed to the terms of the *Maritime Safety Queensland Maritime Operations Certified Agreement 2026* which will replace the Agreement:

- Australian Maritime Officers Union Queensland Union of Employees
- Australian Institute of Marine and Power Engineers' Union of Employees, Queensland District
- The Australian Workers' Union of Employees, Queensland
- Together Queensland, Industrial Union of Employees

[8] 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.

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

[10] I approve the termination of the *Maritime Safety Queensland Maritime Operations Certified Agreement 2022* from 18 May 2026.

[11] I make the following order:

**The *Maritime Safety Queensland Maritime Operations Certified Agreement 2022* is terminated.**