

INDUSTRIAL COURT OF QUEENSLAND
Industrial Relations Act 2016
s.458; 461

INDUSTRIAL REGISTRAR
13 JUN 2017
QUEENSLAND

(No B/2017/19)

APPLICATION FOR A GENERAL RULING REGARDING:

- (1) A \$43.60 WAGE ADJUSTMENT FOR WORKERS EMPLOYED AT AWARD CLASSIFICATION RATES EQUIVALENT TO OR BELOW PARENTS AND CITIZENS ASSOCIATIONS AWARD – STATE 2016 LEVEL 3 CLASSIFICATION;
- (2) A 5.7% ADJUSTMENT FOR WORKERS EMPLOYED AT AWARD CLASSIFICATION RATES ABOVE THE PARENTS AND CITIZENS ASSOCIATIONS AWARD – STATE 2016 LEVEL 3 CLASSIFICATION;
- (3) A 5.7% ALLOWANCE ADJUSTMENT FOR AWARD EMPLOYEES;
- (4) A \$43.60 ADJUSTMENT TO THE QUEENSLAND MINIMUM WAGE; AND
- (5) A STATEMENT OF POLICY REGARDING A STATEMENT OF PRINCIPLES THAT MAY BE GENERATED BECAUSE OF THE GENERAL RULING.

TO: The Industrial Registrar, Industrial Registry, Level 13, Central Plaza 2, 66 Eagle Street, (Corner Creek and Elizabeth Streets), Brisbane 4000, GPO Box 373, Brisbane Q 4001
Phone: (07) 3227 8060 Fax: (07) 3221 6074

TAKE NOTICE that I, BENJAMIN CHARLES SWAN, Secretary of the Australian Workers' Union of Employees, Queensland ("AWUEQ"), Level 12, 333 Adelaide Street, Brisbane, QLD 4000:

1. APPLY to the commission for a:
 - (a) general ruling pursuant to section 458 of the *Industrial Relations Act 2016* regarding wage and allowance adjustments for award employees;
 - (b) general ruling in relation to Queensland Minimum Wage as it applies to all employees; and
 - (c) statement of policy pursuant to Section 461 of the *Industrial Relations Act 2016* in regard to a statement of principles that may be generated as a result of the aforementioned general rulings.
2. APPLY for the following decision:
 - (a) adopt a \$43.60 wage adjustment for workers employed at award classification rates equivalent to or below the *Parents and Citizens Associations Award – State 2016* Level 3 classification;
 - (b) adopt a 5.7% wage adjustment for workers employed at award classification rates above the *Parents and Citizens Associations Award – State 2016* Level 3 classification;
 - (c) increase existing award allowances which relate to work or conditions which have not changed in service increments by 5.7%;
 - (d) increase the Queensland Minimum Wage as it applies to all employees by \$43.60 and
 - (e) determine a,b,c and d above with an operative date of 1 September 2016.

Signed

Page 1

Taken by



3. Further I apply for directions as to the conduct of this application in relation to the following matters –
- (a) parties;
 - (b) service of documents;
 - (c) nature of hearing;
 - (d) place and time of hearing; and
 - (e) any other directions required;

Further I, solemnly and sincerely affirm that I have the capacity and authority to make the affidavit and declare as follows -

- (a) the increases sought by way of this application is that of a \$43.60 wage adjustment for workers employed at award classification rates equivalent to or below the *Parents and Citizens Associations Award – State 2016* Level 3 classification; a 5.7% wage adjustment for workers employed at award classification rates above the *Parents and Citizens Associations Award – State 2016* Level 3 classification; an increase to the Queensland Minimum Wage as it applies to all employees by \$43.60;
- (b) these increases are consistent with maintaining the real value of wages;
- (c) there is capacity for the Queensland economy to sustain this level of increase;
- (d) there are no legislative impediments to the Commission hearing this application in the manner sought;
- (e) the AWUEQ requests that listing dates for this matter be secured to ensure that the 1 September 2016 operative date is maintained;
- (f) the AWUEQ requests that a preliminary hearing be scheduled as early as practicable so that the draft orders to give effect to this application can be provided to those interested parties; and
- (g) for other reasons deemed fair and reasonable by the Commission.

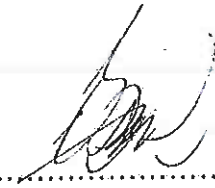

Signed

Page 2

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All the facts and circumstances deposed to in this my affidavit are within my own knowledge and belief, except for the facts and circumstances deposed to from information only, and my means of knowledge and sources of information appear on the face of this my affidavit.


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Deponent

SWORN by the deponent at Brisbane on the 13th day of June 2017
before me:


.....
NEGA TUITASI



Justice of the Peace

TO RESPONDENT:

TAKE NOTICE that if you wish to oppose this application or to argue that any different decision should be made, you must attend before the Commission in person or, if appropriate, by your lawyer or agent at the time on the date and at the place fixed by the registrar and you will be heard. If you do not attend as required a decision may be given against you in terms of the decision sought and costs, where appropriate, without further reference to you.

(Last page)

PARTICULARS OF THE APPLICANT

Name: Benjamin Charles Swan

Position or title: Secretary

Organisation: Australian Workers' Union of Employees, Queensland

Business address: Level 12, 333 Adelaide Street, Brisbane QLD 4000

Name: Jack Harding

Position or title: Industrial Advocate

Organisation: Australian Workers' Union of Employees, Queensland

Business address: Level 12, 333 Adelaide Street, Brisbane QLD 4000

Respondent's phone or contact phone number: 07 3221 8844

Respondent's fax number: 07 3211 8700

Respondent's e-mail address: secretary@awu.org.au; jack.harding@awu.org.au