

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1999 - s. 125 - making, amending and repealing awards

**Department of Justice and Attorney-General AND The Australian Workers' Union of Employees,
Queensland and Others (A/2009/7)**

**EMPLOYEES OF QUEENSLAND GOVERNMENT DEPARTMENTS
(OTHER THAN PUBLIC SERVANTS) AWARD - STATE 2003**

COMMISSIONER THOMPSON

4 December 2009

AMENDMENT

This matter coming on for hearing before the Commission at Brisbane on 4 December 2009, this Commission orders that the said Award be amended as follows as from 4 December 2009:

1. By inserting a new clause 1.3.3(n) as follows:

(n) Retail Industry Award - State 2004 (see Schedule 2 and Section 12 of Schedule 3):

- * Clerk
- * Shop assistant
- * Store supervisor

2. By inserting into the "Union" definition at clause 1.5.16, immediately following "*Queensland Police Union of Employees*", the words "*Shop, Distributive and Allied Employees Association (Queensland Branch) Union of Employees*".

3. In Schedule 1:

(a) by inserting alphabetically a new "*Department of Communities*" group of position titles in the "Covered by Previous Awards/Agreements Subsumed by this Award" section of the "Administrative Stream" as follows:

<i>Department of Communities</i>		
See clause 1.3.3 (n)		
Clerk		AMACSU/FCUNQ

(b) by deleting the "*Department of Communities*" group of position titles in the "Previously award-free" section of the "Administrative Stream" and inserting the following in lieu thereof:

<i>Department of Communities</i>		
Resource Worker)	
Assistant Store Manager)	QPSU
Store Manager)	

(c) by deleting the "*Department of Communities - Disability Services Queensland*" and listed position titles from the "Covered by Previous Awards/Agreements Subsumed by this Award" section of the "Operational Stream" and inserting the following in lieu thereof:

<i>Department of Communities</i>		
See clause 1.3.3 (d)		
Gardener)	
Head Gardener)	
Laundryperson)	
Domestic)	
Sewer)	AWU
Assistant Gardener)	
General Hand)	
Head Laundryperson)	

Sewer in charge)	
Housekeeper)	
See clause 1.3.3(n)		
Shop Assistant		SDA

(d) by inserting the following at the end of "Department of the Premier and Cabinet" and listed position titles in the "Covered by Previous Awards/Agreements Subsumed by this Award" section of the "Operational Stream":

See clause 1.3.3 (n)		
Shop Assistant		SDA
Store Supervisor		SDA

(e) by inserting alphabetically into the union listing at the end of the schedule, the words "SDA - Shop, Distributive and Allied Employees Association (Queensland Branch) Union of Employees".

4. By inserting a new Section 12 in Schedule 3 as follows:

Section 12 - Retail Industry Award - State 2004

(1) Daily spread of hours - the daily spread of hours shall be between 6.00 am and 8.00 pm Monday to Sunday.

5. By inserting a new clause (5) in Schedule 4 as follows:

(5) *Retail Industry Award - State 2004*

(a) Full-time and Part-time Employees employed in Exempt or Independent retail shops:

* Between midnight Friday and midnight Saturday at the rate of time and a-quarter.

* Between midnight Saturday and midnight Sunday at the rate of time and a-half.

(b) Casual Employees employed in Exempt or Independent retail shops:

* Between midnight Friday and midnight Saturday at ordinary time.

* Between midnight Saturday and midnight Sunday at the rate of time and a-half.

(c) Full-time and Part-time Employees employed in non-Exempt retail shops:

* Between midnight Friday and midnight Saturday at the rate of time and a-quarter.

* Between midnight Saturday and midnight Sunday at the rate of double time.

(d) Casual Employees employed in non-Exempt retail shops:

* Between midnight Friday and midnight Saturday at ordinary time.

* Between midnight Saturday and midnight Sunday at the rate of double time.

6. By deleting Section 17 from Schedule 5 and inserting the following in lieu thereof:

Section 17 - Retail Stores - Indigenous Communities, Department of Communities

Assistant Store Managers and Store Managers

(1) Daily spread of hours - the daily spread of hours shall be between 6.00 am and 8.00 pm Monday to Sunday.

(2) Leave and Travel Concessions - Isolated Centres

Store Managers only

(1) Recreation Leave (excluding casuals)

- (2) Transfer and Appointment Expenses
- (3) Travelling Allowance
- (4) Overtime/On Call Allowance - Storekeepers shall receive the following overtime/on call allowance in lieu of overtime payment, on call allowance and meal allowance during overtime:
 - (a) Where free quarters are provided, a fortnightly allowance equivalent to 26.31% of the fortnightly salary of AO6 paypoint 1 inclusive of certified agreement increases; or
 - (b) Where free quarters are not provided, a fortnightly allowance equivalent to 34.72% of the fortnightly salary of AO6 paypoint 1 inclusive of certified agreement increases.

Such overtime/on call allowance shall not be payable on paid or unpaid leave.

Dated 4 December 2009.

By the Commission,
[L.S.] G. SAVILL,
Industrial Registrar.

Operative Date: 4 December 2009
Amendment: Award coverage
Released: 9 December 2009