

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

*Industrial Relations Act 2016* - s. 147 – Application to vary a modern award

**MEDICAL OFFICERS (QUEENSLAND HEALTH) AWARD – STATE 2015**

**Matter No. MA/2017/60**

DEPUTY PRESIDENT KAUFMAN

13 April 2017

**CONSENT ORDER**

Pursuant to s.147 of the *Industrial Relations Act 2016* this Award is varied, by consent, in the following terms:

1. By deleting the current clause 22.1(e)(i) and inserting in lieu thereof the following new clause:  
  
“Should Labour Day, Show Day, Easter Saturday or Easter Sunday occur during a resident medical officer's annual leave an extra day for each such day so occurring will be added to the resident medical officer's annual leave.”
2. By deleting the current clause 22.1(e)(ii) and inserting in lieu thereof the following new clause:  
  
“However, in the case of Easter Saturday or Easter Sunday, an additional day will not be added to a resident medical officer's annual leave where that resident medical officer, as part of their ordinary working arrangements, is not required to work on Saturdays or Sundays respectively.”
3. By deleting the current clause 22.3(d) and inserting in lieu thereof the following new clause:  
  
“Should Labour Day, Show Day, Easter Saturday, Easter Sunday or any day appointed under the Holidays Act 1983 to be kept in place of any of those holidays fall during an employee's period of annual leave, an extra day shall be added to the MPPP's annual leave for each such day.”
4. By deleting the current clause 26(b)(ii)(A) and inserting in lieu thereof the following new clause:  
  
“A resident medical officer or a senior medical officer who works ordinary hours on a public holiday, other than on Labour Day, Show Day, Easter Saturday or Easter Sunday, shall be paid at the rate of time and one-half for all ordinary hours worked.”
5. By deleting the current clause 26(b)(ii)(D) and inserting in lieu thereof the following new clause:  
  
“An employee who works ordinary hours on Show Day, Easter Saturday or Easter Sunday will be paid at the rate of double time and one-half for all time worked.”
6. By deleting the current clause 26(b)(iii) and inserting in lieu thereof the following new clause:  
  
“Subject to clause 26(b)(iv), where a resident medical officer or a senior medical officer is on a rostered day off on Labour Day, Show Day, Easter Saturday or Easter Sunday:  
  
(A) they may be paid an additional day's wage; or

(B) they may be granted a day's holiday in lieu at a time to be mutually arranged between the employer and the employee concerned; or

(C) an extra day may be added to their annual leave for each such day on which they are on a rostered day off.”

7. By deleting the current clause 26(b)(iv) and inserting in lieu thereof the following new clause:

“In the case of Easter Saturday and Easter Sunday, clause 26(b)(iii) does not apply to an employee who is not ordinarily required to work on a Saturday or Sunday respectively.”

This order will take effect as and from 13 April 2017.

Deputy President

13 April 2017