

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

Trading (Allowable Hours) Act 1990 - s. 21 - Trading Hours orders on Non-Exempt Shops

National Retail Association Limited, Union of Employers

TH/2016/15

TRADING HOURS - NON-EXEMPT SHOPS TRADING BY RETAIL - STATE

DEPUTY PRESIDENT O'CONNOR

23 December 2016

ORDER

AFTER hearing the matters at Ingham on 28 November 2016, this Commission orders that:

1. The application is granted.
2. The Trading Hours Order - Non-Exempt Shops Trading by Retail - State be amended in accordance with Schedule 1 of the amended application filed on 21 September 2016.
3. The operative date of the amendments take effect as and from 1 January 2017.
4. The shops and shopping centres specified in the amended Order may trade in accordance with that Order on the condition that employees have freely elected to work the extended hours without any coercion, harassment, threat or intimidation by or on behalf of the shop owner, or occupier of the business; and
5. The Commission or Industrial Magistrates Court may, at its discretion, require employers to produce written evidence that employees have actively indicated their willingness and availability to work these hours as a result of the extension of allowable hours.

Dated 23 December 2016

M. SHELLEY
DEPUTY REGISTRAR