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## **TRANSCRIPT OF PROCEEDINGS**

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O/N 1538

### **TASMANIAN INDUSTRIAL COMMISSION**

**COMMISSIONER T.J. ABEY**

**T No 11891 of 2005**

**T No 11892 of 2005**

**NURSING HOMES AWARD**

**HOSPITALS AWARD**

**Applications pursuant to the provisions of  
section 23(2)(b) of the Industrial Relations Act 1984  
by the Tasmanian Chamber of Commerce and Industry  
Limited to vary the above awards re meal changes**

**HOBART**

**10.30 AM, FRIDAY, 14 JANUARY 2005**

**This transcript was prepared from tapes recorded  
by the Tasmanian Industrial Commission**

**HEARING COMMENCED**

**[10.30am]**

PN1

MR M. WATSON: I appear on behalf of the Tasmanian Chamber of Commerce and Industry.

PN2

MR T. JACOBSON: I appear on behalf of the Health Services Union Australia, Tasmania Number 1 Branch. Appearing with me is MS S. DOHERTY.

PN3

THE COMMISSIONER: Thank you, Mr Jacobson. Mr Watson?

PN4

MR WATSON: Thanks, Commissioner. First of all before I commence I would just like to thank you and your associate for putting this matter on at short notice, we do appreciate it. The two matters the subject of our application are to increase the meal charges in both the Nursing Homes and Hospitals Award. These meal charges haven't been increased for some time and further to the initial application that I made I have actually tabled amended draft orders today because unfortunately I had calculated the increases incorrectly but I think the draft orders that I have tabled today are in fact correct.

PN5

What you have before you are a draft order for the Hospitals Award which also has a calculation attached to it at the back; one for the Nursing Homes Award which also has a calculation attached to it, and also the ABS catalogue figures for meals out and take away magnificently prepared by Nick Behrens, Commissioner.

PN6

THE COMMISSIONER: Yes, I can see the style.

PN7

MR WATSON: So in relation to first of all the Hospitals Award the increase relates to the CPI from the December 1990 quarter through to and including the September 2004 quarter and as you can see from the calculation there that is an increase of 51.65 per cent. In relation to the Nursing Homes slightly different, the calculation is from the December quarter 1992 through to and including the September quarter of 2004, which is an increase of 42.14 per cent.

PN8

Now, I have taken the dates of those quarters back in 1990 and 1992 respectively on the basis of the last orders for both of these awards. Now, in relation to the Hospitals Award the last time it was varied was order number 1 of 1991 which was effective from the first full pay period on or after 16 January 1991, and in relation to the Nursing Homes Award that was - the rates were varied in order number 2 of 1992 which was effective from the first full pay period on or after 12 December 1992.

PN9

The figures are there, Commissioner, in relation to the CPI adjustments and we believe that they are correct. This is consistent with the variation of allowances in awards, particularly in relation to expenses and we would ask that the award be approved - sorry, the variations be approved effective from the first full pay period on or after today's date. If it pleases.

PN10

THE COMMISSIONER: Yes, thank you, Mr Watson. Mr Jacobson?

PN11

MR JACOBSON: Thank you, Commissioner. I have cited the amended orders been handed up this morning. We consent to the application that has been lodged by the TCCI with respect to this matter and believe that it is consistent with the principles established by this Commission.

PN12

THE COMMISSIONER: Yes. I should also indicate that I have correspondence from the ANF consenting to the application in respect to the Hospitals Award. Having heard the parties I am satisfied that the application is consistent with the wage-fixing principles and the public interest requirements of the Act. The applications will be granted operative from the beginning of the first full pay period to commence on or after 14 January 2005. That concludes that matter.

**ADJOURNED INDEFINITELY**

**[10.35am]**