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**TASMANIAN INDUSTRIAL COMMISSION**

Industrial Relations Act 1984  
s.23 application for award or variation of an award

**Tasmanian Trades and Labor Council**  
(T.3077 of 1991)

**METAL AND ENGINEERING ON-SITE CONSTRUCTION INDUSTRY AWARD**

COMMISSIONER R J WATLING

9 December 1992

Award variation - insertion of "Parental Leave" clause in lieu of "Maternity Leave" clause

**ORDER -**

**No. 3 of 1992**  
**(Consolidated)**

**AMEND THE METAL AND ENGINEERING ON-SITE CONSTRUCTION INDUSTRY AWARD BY DELETING ALL CLAUSES CONTAINED THEREIN AND INSERT IN LIEU THEREOF THE FOLLOWING:**

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## **1. TITLE**

This award shall be known as the "Metal and Engineering On-Site Construction Industry Award."

## **2. SCOPE**

This award is established in respect to on-site construction work (as defined) in the Metal and Engineering Industry (as defined) but does not include:

work carried out within a permanently established place of employment such as a workshop, factory or warehouse where products are manufactured or services rendered.

## **3. ARRANGEMENT**

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## **4. DATE OF OPERATION**

This award shall come into operation on and from 1 January 1993.

## **5. SUPERSESSION AND SAVINGS**

This award incorporates and supersedes No. 2 of 1992 (Consolidated).

## **6. PARTIES AND PERSONS BOUND**

Unless otherwise specified, this award shall have application to and be binding upon:

- (a) all employers (whether members of a Registered Organisation or not) who are engaged in the industry specified in Clause 2 - Scope;

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- (b) all employees (whether members of a Registered Organisation or not) for whom classifications appear in this award and who are engaged in the industry specified in Clause 2 - Scope;
- (c) the following organisations of employees in respect of whom award interest has been determined:
  - (i) the Federation of Industrial, Manufacturing and Engineering Employees, Tasmania Branch and the Officers of that organisation and their members employed in the industry specified in Clause 2 - Scope.
  - (ii) the Metals and Engineering Workers Union and the Officers of that organisation and their members employed in the industry specified in Clause 2 - Scope; and
- (d) the following organisations of employers in respect of whom award interest has been determined:
  - (i) the Australian Mines and Metals Association (Incorporated) and the Officers of that organisation and their members engaged in the industry specified in Clause 2 - Scope;
  - (ii) the Tasmanian Confederation of Industries.

## **7. DEFINITIONS**

**'Metal and Engineering Industry'** means every operation process or function carried on in connection with or incidental to any of the following:

- (a) Mechanical and electrical engineering;
- (b) Smithing;
- (c) Boilermaking, and erection and/or repairing thereof;
- (d) Bridge and girder construction, erection and repairing;
- (e) Steel fabrication construction, erection and repairing;
- (f) Welding;
- (g) Metal machining;
- (h) Ironworking;
- (i) Metal window frame making and repairing;
- (j) Safe and strong-room making and repairing;
- (k) The erection and installation, maintenance and repair of all forms of electrical machinery, apparatus and appliances;
- (l) Engine driving in all its branches which is incidental to the metal and engineering industry;
- (m) Sorting, packing, dispatching, distribution and transport in connection with any of the foregoing.

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**'On-Site Construction Work'** means:

- (a) Metal and Engineering Work (as defined), performed in the work of construction, fabrication, erection and/or installation work or work incidental thereto when it is carried out at a construction site which is specifically established for the purpose of construction, fabricating, erecting and /or installing the following;
  - (i) power stations, oil refineries, terminals and depots; chemical, petro-chemical and hydrocarbon plants; and associated plant, plant facilities and equipment;
  - (ii) major industrial and commercial undertakings and associated plant, plant facilities and equipment including undertakings for the processing and/or smelting of ferrous and non-ferrous metals, the processing of forest products and associated by-products, acid and fertiliser plants, cement and lime works, and other major industrial undertakings of a like nature;
  - (iii) plant, plant facilities and equipment in connection with the extraction, refining and/or treatment of minerals, chemicals and the like;
  - (iv) transmission and similar towers, transmission lines and associated plant, plant facilities and equipment;
  - (v) metal trades work on other engineering projects.
- (b) Maintenance and/or repair and/or servicing work carried out on site by the employees of contractors or sub-contractors in connection with contracts for on-site construction work referred to in paragraph (a).

**PROVIDED** that it shall not include any work which is incidental to or of a minor nature in relation to the work normally performed by an employee of an employer not engaged substantially in metal and engineering construction, including any such work associated with installation or servicing of any of the following equipment or systems:

- telephone;
- telegraphic;
- alarms;
- surveillance;
- electronic cash registers;
- intercommunication;
- sound;
- internal security systems;
- safes or other equipment designed to protect valuable items;
- signs including illuminated signs.

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## **8. WAGE RATES**

Employers falling within the scope of this award, shall where appropriate classifications appear therein, observe the Metal and Engineering Industry Award, Clause 8 - Wage Rates.

## **9. CONDITIONS OF EMPLOYMENT**

Employers falling within the scope of this award shall observe the following clauses in respect to conditions of employment appearing in the Metal and Engineering Industry Award:

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R J Watling  
**COMMISSIONER**

9 December 1993

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