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TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984
s.23 application to vary an award

Australian Municipal, Administrative, Clerical and Services Union
(T.5590 of 1995)

FUEL MERCHANTS AWARD

COMMISSIONER R J WATLING

HOBART, 17 August 1995

Award variation - second \$8 safety net adjustment

ORDER BY CONSENT

No. 1 of 1995

THE **FUEL MERCHANTS AWARD** IS VARIED AS FOLLOWS:

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By deleting Clause 8 – Wage Rates and inserting in lieu thereof the following:

8. WAGE RATES

GROUP I - SELLER OF WOOD AND/OR COAL

(a) The minimum weekly wage rate that shall be paid to adult employees classified hereunder shall be:

	Base Rate \$	Safety Net Adjustment \$	Weekly Wage Rate \$
1. Bench hand and all others not elsewhere provided for	339.50	16.00	355.50
2. Employee driving motor vehicle having maker's capacity of -			
1.2 tonnes or less	355.20	16.00	371.20
Over 1.2 tonnes but under 3 tonnes	359.10	16.00	375.10
Over 3 tonnes but under 6 tonnes	364.00	16.00	380.00
Over 6 tonnes but under 7 tonnes	364.70	16.00	380.70
Over 7 tonnes but under 8 tonnes	365.60	16.00	381.60
Over 8 tonnes but under 9 tonnes	366.30	16.00	382.30
Over 9 tonnes but under 10 tonnes	367.20	16.00	383.20

Further additional amounts -

3. Employee handling money -		
For any amount handled up to \$20		\$0.50 per week extra
Over \$20 but not exceeding \$200		\$1.00 per week extra
Over \$200 but not exceeding \$600		\$2.20 per week extra
Over \$600 but not exceeding \$1,000		\$3.20 per week extra
Over \$1,000		\$4.10 per week extra
4. Leading Hand -		
In charge of not less than 3 nor more than 10		\$14.90
In charge of not less than 10 nor more than 20		\$22.00
In charge of more than 20		\$28.40

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GROUP II - SELLER OF OIL FUELS AND THE
DISTRIBUTOR OF PETROLEUM PRODUCTS

- (a) The minimum weekly wage rate that shall be paid to adult employees classified hereunder shall be as follows.

The undermentioned wage rates shall apply only when the employee is engaged on work within the terms of the purposes for which this award is established. Where the employee is engaged on work other than aforesaid the prescriptions contained in the appropriate award shall apply.

(A) - STOREMAN

	Base Rate \$	Safety Net Adjustment \$	Weekly Wage Rate \$
1. Storeman and/or packer			
On commencement	437.70	16.00	453.70
6 months to 2 years	442.80	16.00	458.80
2 years to 3 years	447.60	16.00	463.60
3 years to 5 years	452.50	16.00	468.50
Over 5 years	457.50	16.00	473.50
2. Operators of power-driven forklift or similar mobile driven stacking machine or device			
On commencement	450.90	17.00	466.90
6 months to 2 years	456.20	16.00	472.20
2 years to 3 years	461.80	16.00	477.80
3 years to 5 years	467.20	16.00	483.20
Over 5 years	472.60	16.00	488.60
3. Leading Hands			
In Charge of 1 to 2 employees		\$7.30 per week extra	
In Charge of a store		\$14.50 per week extra	
In charge of 3 to 10 employees		\$14.50 per week extra	
In charge of 11 to 20 employees		\$21.10 per week extra	
In charge of more than 20 employees		\$27.90 per week extra	

Provided that all persons employed under this section who work in excess of 35 hours per week shall be paid a loading on their hourly rate equal to 12 & 1/2 per cent of that hourly rate for each hour worked up to 40 hours per week.

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(B) - DRIVERS

Weekly wage rate for adult service with the same employer in the same classifications

	Base Rate \$	Safety Net Adjustment \$	Weekly Wage Rate \$
1. Employee driving a motor vehicle with a combined weight of vehicle and maximum load of –			
(i) Rigid Vehicle			
(A) On commencement:			
Under 10 tonnes	453.40	16.00	469.40
10 tonnes and under 13 tonnes	456.70	16.00	472.70
13 tonnes and under 19 tonnes	460.50	16.00	476.50
19 tonnes and under 25 tonnes	466.50	16.00	482.50
25 tonnes and under 31 tonnes	472.60	16.00	488.60
31 tonnes and under 37 tonnes	478.70	16.00	494.70
37 tonnes and under 43 tonnes	485.40	16.00	501.40
Thereafter for each additional 6 tonnes or part thereof	\$5.30 per week extra		
(B) 6 months to 2 years			
Under 10 tonnes	458.70	16.00	474.70
10 tonnes and under 13 tonnes	462.10	16.00	478.10
13 tonnes and under 19 tonnes	465.90	16.00	481.90
19 tonnes and under 25 tonnes	472.00	16.00	488.00
25 tonnes and under 31 tonnes	478.10	16.00	494.10
31 tonnes and under 37 tonnes	484.00	16.00	500.00
37 tonnes and under 43 tonnes	490.90	16.00	506.90
Thereafter for each additional 6 tonnes or part thereof	\$5.30 per week extra		
(C) 2 years to 3 years			
Under 10 tonnes	463.80	16.00	479.80
10 tonnes and under 13 tonnes	467.50	16.00	483.50
13 tonnes and under 19 tonnes	471.70	16.00	487.70
19 tonnes and under 25 tonnes	477.30	16.00	493.30
25 tonnes and under 31 tonnes	483.50	16.00	499.50
31 tonnes and under 37 tonnes	489.50	16.00	505.50
37 tonnes and under 43 tonnes	497.50	16.00	513.50

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Thereafter for each additional 6 tonnes or part thereof \$5.30 per week extra

(D) 3 years to 5 years

Under 10 tonnes	469.30	16.00	485.30
10 tonnes and under 13 tonnes	472.80	16.00	488.80
13 tonnes and under 19 tonnes	477.20	16.00	493.20
19 tonnes and under 25 tonnes	484.00	16.00	500.00
25 tonnes and under 31 tonnes	488.90	16.00	504.90
31 tonnes and under 37 tonnes	495.00	16.00	511.00
37 tonnes and under 43 tonnes	501.80	16.00	517.80

Thereafter for each additional 6 tonnes or part thereof \$5.30 per week extra

(E) Over 5 years

Under 10 tonnes	475.10	16.00	491.10
10 tonnes and under 13 tonnes	478.50	16.00	494.50
13 tonnes and under 19 tonnes	482.80	16.00	498.80
19 tonnes and under 25 tonnes	488.20	16.00	504.20
25 tonnes and under 31 tonnes	494.70	16.00	510.70
31 tonnes and under 37 tonnes	500.90	16.00	516.90
37 tonnes and under 43 tonnes	507.20	16.00	523.20

(ii) Articulated vehicle –

(A) On commencement:

Under 10 tonnes	461.80	16.00	477.80
10 tonnes and under 13 tonnes	465.50	16.00	481.50
13 tonnes and under 19 tonnes	469.20	16.00	485.20
19 tonnes and under 25 tonnes	475.40	16.00	491.40
25 tonnes and under 31 tonnes	481.50	16.00	497.50
31 tonnes and under 37 tonnes	490.30	16.00	506.30
37 tonnes and under 43 tonnes	493.70	16.00	509.70

Thereafter for each additional 6 tonnes or part thereof \$5.30 per week extra

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(B) 6 months to 2 years

Under 10 tonnes	467.30	16.00	483.30
10 tonnes and under 13 tonnes	470.90	16.00	486.90
13 tonnes and under 19 tonnes	474.50	16.00	490.50
19 tonnes and under 25 tonnes	480.70	16.00	496.70
25 tonnes and under 31 tonnes	487.00	16.00	503.00
31 tonnes and under 37 tonnes	492.90	16.00	508.90
37 tonnes and under 43 tonnes	499.10	16.00	515.10

Thereafter for each additional 6 tonnes or part thereof \$5.30 per week extra

(C) 2 years to 3 years

Under 10 tonnes	472.10	16.00	488.10
10 tonnes and under 13 tonnes	475.10	16.00	491.10
13 tonnes and under 19 tonnes	480.60	16.00	496.60
19 tonnes and under 25 tonnes	486.40	16.00	502.40
25 tonnes and under 31 tonnes	492.30	16.00	508.30
31 tonnes and under 37 tonnes	498.40	16.00	514.40
37 tonnes and under 43 tonnes	504.80	16.00	520.80

Thereafter for each additional 6 tonnes or part thereof \$5.30 per week extra

(D) 3 years to 5 years

Under 10 tonnes	478.10	16.00	494.10
10 tonnes and under 13 tonnes	482.20	16.00	498.20
13 tonnes and under 19 tonnes	485.50	16.00	501.50
19 tonnes and under 25 tonnes	491.90	16.00	507.90
25 tonnes and under 31 tonnes	497.80	16.00	513.80
31 tonnes and under 37 tonnes	502.80	16.00	518.80
37 tonnes and under 43 tonnes	510.30	16.00	526.30

Thereafter for each additional 6 tonnes or part thereof \$5.30 per week extra

(E) Over 5 years

Under 10 tonnes	483.60	16.00	499.30
10 tonnes and under 13 tonnes	487.60	16.00	503.60
13 tonnes and under 19 tonnes	491.10	16.00	507.10
19 tonnes and under 25 tonnes	497.10	16.00	513.10
25 tonnes and under 31 tonnes	503.10	16.00	519.10
31 tonnes and under 37 tonnes	509.50	16.00	525.50
37 tonnes and under 43 tonnes	515.60	16.00	531.60

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2. Additional payments -

In addition to the rates prescribed above, the following additional payments shall apply to:-

	\$
(i) an employee driving a vehicle (not being a tractor) and drawing a trailer	1.50 per day
(ii) an employee driving a vehicle carrying hot liquid bitumen or hot tar	4.30 per week
(iii) an employee required to operate alone a delivery vehicle fitted with a reel and hose exceeding 19 metres in length and to deliver through such hose into customers' tanks of 900 litres or less capacity - for each day on which the employee is principally engaged on such work	1.40 per day
This amount shall not be payable on any day on which the employee concerned delivers exclusively to service stations.	
(iv) an employee driving a vehicle carrying bulk liquid petroleum gas	4.10 per week
(v) an employee driving a bituminous products spraying vehicle and directing the work of a bituminous products sprayman	5.10 per week
(vi) an employee picking up used oil - for any day on which the employee is so employed	1.40 per day
(vii) a leading hand, i.e. an employee who is in charge of:-	
(i) 3 to 10 employees	18.00 per week
(ii) 11 to 20 employees	26.60 per week
(iii) more than 20 employees	34.50 per week

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Provided that all persons employed under this section who work in excess of 35 hours per week shall be paid loading on their hourly rate equal to 12 and 1/2 per cent of that hourly rate for each hour worked up to 40 hours per week.

3. Junior Drivers

(i) The minimum weekly wage rate to be paid to junior employees is as follows:-

Under 19 years of age - 70% of the total weekly wage rate payable to an adult for the class of work performed.

19 years and under 20 years of age - 80% of the total weekly wage rate payable to an adult for the class of work performed.

(ii) No juniors under 18 shall be permitted to have sole charge of a motor vehicle.

(iii) Juniors shall not be employed in a greater proportion than one junior to every 5 drivers receiving adult wages.

(C) - CLERKS

	Base Rate \$	Safety Net Adjustment \$	Weekly Wage Rate \$
(i) Adult Clerks			
1st year of adult service	424.50	16.00	440.50
2nd year of adult service	437.70	16.00	453.70
3rd year of adult service	450.40	16.00	466.40
4th year of adult service	462.90	16.00	478.90
5th year of adult service	475.60	16.00	491.60
6th year of adult service	487.30	16.00	503.30
7th year of adult service	497.50	16.00	513.50
8th year of adult service	509.20	16.00	525.20
9th year of adult service	520.80	16.00	536.80
10th year of adult service	532.50	16.00	548.50
11th year of adult service	544.60	16.00	560.60
12th year of adult service	557.00	16.00	573.00

(ii) Adult Typists

1st year of adult service	424.50	16.00	440.50
2nd year of adult service	437.70	16.00	453.70
3rd year of adult service	450.40	16.00	466.40
4th year of adult service	462.90	16.00	478.90

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(iii) Juniors

	Percentage of 1st Year Adult Weekly Wage Rate %
At or under 17 years of age	57
At 18 years of age	68
At 19 years of age	79
At 20 years of age	90

(iv) Trainee Clerk (as defined)

The minimum weekly wage rate payable to a trainee clerk (as defined) shall be determined by the following method of calculation:

By taking the appropriate wage rate for a junior clerk as described in Clause 8, Group II, subclause (C)(iii) of this award then multiplying it by 39 and dividing it by 52. (39 being the actual number of weeks on the job)

PROVIDED THAT the wage determined by this calculation shall in no case be less than the minimum rate (as varied from time to time) prescribed by the Australian Traineeships System Guidelines.

PROVIDED FURTHER that trainee clerk (as defined) wage rate shall be calculated in multiples of ten (10) cents with any result of five (5) cents or more being taken to the next ten (10) cents.

PROVIDED THAT all persons employed under this section who work in excess of 35 hours per week shall be paid a loading on their hourly rate equal of 12 and 1/2 per cent of that hourly rate for each hour worked up to 40 hours per week.

OPERATIVE DATE

The foregoing variation shall come into effect from the beginning of the first full pay period commencing on or after 26 July 1995

R J Watling
COMMISSIONER

17 August 1995