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TRANSCRIPT OF PROCEEDINGS

O/N 9643

TASMANIAN INDUSTRIAL COMMISSION

COMMISSIONER SHELLEY

T No 10965 of 2003

ARCHITECTS (PRIVATE INDUSTRY) AWARD

**Application pursuant to the provisions of
section 23(2)(b) of the Industrial Relations Act 1984
by the Association of Professional Engineers,
Scientists and Managers, Australia to vary the
above award re clause 3 - vehicle allowance of
Part IV - allowances**

HOBART

9.30 AM, THURSDAY, 7 AUGUST 2003

HEARING COMMENCED

[9.35am]

PN1

THE COMMISSIONER: The one that we just did was the Architects Award, is that right? I am just confused about the numbers now, the calling sheet numbers.

PN2

MR PYRKE: Commissioner, I understand the first one was Engineers and Scientists.

PN3

THE COMMISSIONER: Yes, that is what - okay, that is what I thought too.

PN4

MR PYRKE: Which makes this one - - -

PN5

THE COMMISSIONER: Yes, yes, so this makes this one Architects - - -

PN6

MR PYRKE: That is right.

PN7

THE COMMISSIONER: Yes. So this one is T10965 and the first one was T10966. Okay, that has cleared that up. I will take appearances.

PN8

MR PYRKE: Yes, thanks for clarifying that, Commissioner. I had made the same mistake myself.

PN9

THE COMMISSIONER: Yes.

PN10

MR D. PYRKE: I appear on behalf of the Association of Professional Engineers, Scientists and Managers, Australia.

PN11

MR J. O'NEILL: I appear for the Tasmanian Chamber of Commerce and Industry Limited.

PN12

THE COMMISSIONER: Thank you. Mr Pyrke?

PN13

MR PYRKE: Thank you, Commissioner. Again this is an application to vary the award in relation to vehicle allowance. Specifically we seek to increase the amount of allowances payable in line with the formula set out in clause 3, Vehicle Allowances, Part IV Allowances. The current figure was inserted in October of 2001 on the basis of our application in matter T9813 of 2001 therefore it needs to be adjusted by 0.1 per cent for the 12-month period ending

in March of 2002 and by 5 per cent for the 12-month period ending in March of 2003 and I have an exhibit to show the basis of those increases.

PN14

THE COMMISSIONER: Thank you. I will mark those A1.

EXHIBIT #A1 EXTRACT FROM CONSUMER PRICE INDEX

PN15

MR PYRKE: Commissioner, the exhibit A1 is an extract from the Australian Bureau of Statistics publication called Consumer Price Index, given catalogue number 6401.0 and it refers to the exhibit. You can see that there is a column headed Transportation and if you look at the section headed Percentage Change from Corresponding Quarter of the Previous Year you can see that the increase to March of 2002 was 0.1 per cent and that the increase to March of 2003 was 5 per cent and it is on the basis of those numbers that we have drawn the application in the way we have.

PN16

Given the application has been discussed with the TCSUI and I understand it has their consent I submit that the application conforms with the wage fixation principles in that it is consistent with the public interest. On the basis of this submission I believe it is open to you to make an order in the terms set out in the application and if you agree I propose that the order should have effect from the first pay period commencing on or after today's date. If the Commission pleases.

PN17

THE COMMISSIONER: Yes. I think you have given me two sheets that are the same. Both of these show the transportation as being 5 per cent so I think I have got the same document twice rather than two sets of documents and I suspect it was the same in the previous matter as well. But if Mr O'Neill is not going to query the figures that is fine.

PN18

MR PYRKE: Can we adjourn briefly? I am happy to show your Honour - - -

PN19

THE COMMISSIONER: Yes. We will go off the record.

OFF THE RECORD

RESUMED

PN20

THE COMMISSIONER: Having clarified, let the record show that in fact I have been provided with both the figures. It is just that it was hiding on the back of the sheet, thank you.

PN21

MR PYRKE: Thank you, Commissioner, for clarifying that. If the Commission pleases, that concludes my submission.

PN22

THE COMMISSIONER: Thank you. Mr O'Neill?

PN23

MR O'NEILL: Thank you, Commissioner. TCCI have consented or give consent to the application. The application is in accordance with the wage-fixing principles and doesn't offend the public interest and we agree with the operative date, if it pleases.

PN24

THE COMMISSIONER: Okay. Well, again I indicate to the parties that the Architects Private Industry Award will be varied in the manner sought with an operative date of the first full pay period on or after 7 August 2003 and this will be confirmed by way of a written decision and an order will be issued. The matter is adjourned.

ADJOURNED INDEFINITELY

[9.40am]

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LIST OF WITNESSES, EXHIBITS AND MFIs

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