

IN THE TASMANIAN INDUSTRIAL COMMISSION
s19(2)(a) correct an Order

Industrial Relations Act 1984

CORRECTION ORDER

WHEREAS an error occurred in the order giving effect to the Commission's decision of 11 July 2002 (T10230, T10288 and T10289 of 2002) varying the **COMMUNITY SERVICES AWARD**, in accordance with Section 19(2)(a) of the Act the Commission hereby corrects Order No.1 of 2002 (Consolidated) by inserting in Part III - WAGES AND RELATED MATTERS, Clause 7 – MINIMUM WAGE as follows:

“7. MINIMUM WAGE

(a) Minimum Wage

No employee shall be paid less than the minimum wage.

(b) Amount of Adult Minimum Wage

(i) The minimum wage for full-time adult employees not covered by Clause 2 - Supported Wage System is \$431.40 per week.

(ii) Adults employed under a supported wage system clause shall continue to be entitled to receive the wage rate determined under that clause. Provided that such employees shall not be paid less than the amount determined by applying the percentage in the supported wage system clause applicable to the employee concerned to the amount of the minimum wage specified in subclause (b)(i).

(iii) Adults employed as part-time or casual employees shall continue to be entitled to receive the wage rate determined under the casual and part-time clauses of the award. Provided that such employees shall not be paid less than pro rata the minimum wage specified in subclause (b)(i) according to the number of hours worked.

(c) How the Minimum Wage Applies to Juniors

(i) The wage rates provided for juniors by this award continue to apply unless the amount determined under subclause (c)(ii) is greater.

- (ii) The minimum wage for an employee to whom a junior rate of pay applies is determined by applying the percentage in the junior wage rates clause applicable to the employee concerned to the relevant amount in subclause (b)(i).

(d) Application of Minimum Wage to Certain Employees

Due to existing applicable award wage rates being greater than the relevant proportionate minimum wage, this clause will not apply to employees falling within the scope of the National Training Wage (Tasmanian Private Sector) Award and Trainees undertaking an apprenticeship.

(e) Application of Minimum Wage to Award Rates Calculation

The minimum wage:

- (i) applies to all work in ordinary hours;
- (ii) applies to the calculation of overtime and all other penalty rates, superannuation, payments during sick leave, long service leave and annual leave, and for all other purposes of this award; and
- (iii) is inclusive of the arbitrated safety net adjustment provided by the July 2002 State Wage Case Decision (T.10230 of 2002) and all previous safety net and state wage case adjustments.”

OPERATIVE DATE

This variation shall come into operation from the first full pay period to commence on or after 1 August 2002.

RJ Watling
DEPUTY PRESIDENT

29 July 2002