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TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

s23 application for an award or variation of an award

Australian Municipal, Administrative, Clerical & Services Union (T9729 of 2001)

Barristers and Solicitors Award
Broadcasting and Television Award
Business Services Award
Clerical and Administrative Employees (Private Sector) Award
Community Services Award
Disability Services Providers Award
Estate Agents Award
Fuel Merchants Award
Insurance Award
Medical Practitioners (Private Sector) Award
Photographic Industry Award
Public Accountants Award
Softgoods Award
Textile Award
Totalizator Agency Award
Wholesale Trades Award

The Australian Workers' Union, Tasmania Branch (T9738 of 2001)

Australian Cement Holdings Enterprise Award
Automotive Industries Award
Bootmakers Award
Butter and Cheesemakers Award
Civil Construction and Maintenance Award
Clay and Mud Products Award
Concrete Products Award
Dairy Processing Award
Farming and Fruit Growing Award
Fish Aquaculture and Marine Products Award
Horticulturists Award
Leather, Canvas and Sheet Plastic Fabrication Award
Meat Processing Industry Award
Metal and Engineering Industry Award
Monumental Masons Award
Optical Industries Award
Pasminco Hobart Smelter Enterprise Award
Pasminco Rosebery (Mining) Award
Plant Nurseries Award
Produce Award
Public Vehicles Award
Quarrying and Lime Processing Award
Rubber Trades Award

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Shellfish Industry Award
Silviculture and Afforestation Award
Timber Merchants Award
Wireworking Award

**Australian Liquor, Hospitality and Miscellaneous Workers Union -
Tasmanian Branch
(T9740 of 2001)**

Aerated Waters Award
Automotive Industries Award
Baking Industry Award
Cleaning and Property Services Award
Fibreglass and Plastics Award
Furnishing Trades Award
Health and Fitness Centres Award
Hotels, Resorts, Hospitality and Motels Award
Ice Cream Makers Award
Independent Schools (Non Teaching) Staff Award
Laundry and Dry Cleaning Award
Leather, Canvas and Sheet Plastic Fabrication Award
Licensed Clubs Award
Miscellaneous Workers Award
Restaurant Keepers Award
Retail Trades Award
Security Industry Award
Shipping Award
Veterinary Services Award
Wholesale Plant Bakeries Award

**The Shop, Distributive & Allied Employees Association, Tasmania Branch
(T9741 of 2001)**

Automotive Industries Award
Bootmakers Award
Hairdressers Award
Insurance Award
Retail Pharmacy Award
Retail Trades Award
Timber Merchants Award
Wholesale Trades Award

**The Australasian Meat Industry Employees Union, Tasmanian Branch
(T9778 of 2001)**

Meat Retailing Award

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FULL BENCH:

PRESIDENT P L LEARY

DEPUTY PRESIDENT R J WATLING

COMMISSIONER T J ABEY

Award variation - nominated private sector awards - meal allowance - increase to reflect CPI movements - 11.78% - applications granted - operative date ffpp 3 September 2001

RETAIL PHARMACY AWARD

ORDER BY CONSENT -

No. 2 of 2001

THE RETAIL PHARMACY AWARD IS VARIED IN THE FOLLOWING MANNER:

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By deleting from Part IV - ALLOWANCES, Clause 3 - Meal Breaks, Rest Periods and Meal Allowances:

"3. MEAL BREAKS, REST PERIODS AND MEAL ALLOWANCES

(a) Meal Break

- (i) An employee engaged to work at least six consecutive hours in any one day, Monday to Sunday, shall be allowed an unpaid meal break of 30 minutes. The meal break shall be taken after not less than 3 hours nor more than 5 hours after the commencement of duty.
- (ii) Except where overtime is worked for a period not exceeding one hour after normal finishing time, no employee shall work for more than 5 hours in any one day, Monday to Friday, without a break of not less than 30 minutes for a meal.
- (iii) In circumstances where a second meal break is required on any one day such break shall not be less than 30 minutes.

(b) Meal Allowance

- (i) An employee who has worked six hours or more during ordinary time and who is required to work overtime for more than one and a half hours shall be either supplied with an adequate meal by the employer or be paid \$11.60 meal money.

PROVIDED that this provision shall not apply in circumstances where the employer has advised the employee of the requirement to work overtime on the previous day.

- (ii) The payment prescribed in paragraph (i) herein shall be made on the day on which the overtime is worked, prior to the meal break being taken, or by agreement of the employer and employee on the occasion of the next payment of wages.

(c) Rest Period

Employees shall be allowed a rest period to be taken approximately midway between:-

- (i) the start of work and the midday meal break; and
- (ii) between the resumption of work after the midday meal break and the cessation of work for the day.

Each rest period shall be of 10 minutes duration and taken at a time as agreed between the employer and the employee."

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OPERATIVE DATE

This variation shall come into operation from the first full pay period to commence on or after 3 September 2001.

RJ Watling
DEPUTY PRESIDENT

3 September 2001