

TASMANIAN INDUSTRIAL COMMISSION

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

Minister administering the State Service Act 2000

(T14609 of 2018)

AWU (TASMANIAN STATE SECTOR) AWARD

CUSTODIAL OFFICERS AWARD

PORT ARTHUR HISTORIC SITE MANAGEMENT AUTHORITY AWARD

DEPUTY PRESIDENT N M ELLIS

HOBART, 13 JULY 2018

Award variation— salary table replacement—wage related allowances— call arrangements – consent application— consent order issued— operative date from the first full pay period on or after (FFPPOA) 1 July 2018

DECISION

[1] On 10 July 2018, the Minister administering the State Service Act 2000 (MASSA) lodged with the Registrar, pursuant to section 23 of the Industrial Relations Act 1984 (the Act), an application to vary the AWU (Tasmanian State Sector) Award (the AWU Award), the Custodial Officers Award (the Custodial Award) and the Port Arthur Historic Site Management Authority Award (the Port Arthur Award).

[2] At the hearing in Hobart on 11 July 2018, Ms E Reale and Ms L Ross appeared for the MASSA and Mr T Lynch appeared for the Community and Public Sector Union (State Public Services Federation Tasmania) Inc (CPSU).

[3] Ms Reale advised the variation of the Awards reflected wage related increases pursuant to Part IV, Clause 10-Adjustment to Wage Related Allowances of the AWU Award, Clause 20-Adjustment to Wage Related Allowance of the Custodial Award and Part V, Clause 8-Adjustment to Wage related Allowances of the Port Arthur Award. The variation also included the deletion and replacement of the salary tables in Part II, Clause 3 for the General Stream in the AWU Award and Part II –Salaries and Related Matters and Clause 3(a)(ii)-Salaries and Related Matters for the general and professional streams in the Port Arthur Award.

[4] The variations sought for the AWU Award increased the amounts payable for wage related allowances including the First Aid, Testing And Tagging, Coxswain's Certificate, Diving Allowances and the Availability allowance in Part VI-Hours of Work and Overtime for Day Work, Clause 6-Availability.

[5] The variation sought for the Custodial Award increased the amounts payable for wage related allowances to Clause 14, the On Call hourly rate.

[6] The variations sought for the Port Arthur Award increased the amounts payable for wage related allowances including the First Aid, Testing And Tagging, Coxswain's Certificate, Sewerage Allowance and the Recall to Work rates in Part VII-Hours of Work, Rostering and Overtime, Clause 8-Recall to Work.

[7] Ms Reale and Mr Lynch provided submissions and stated the variation sought does not offend the public interest, does not disadvantage those employees covered by the Award and recommended the respective variations to the Commission with the operative date for the variation to the Award to be from the FFPPOA 1 July 2018. Consent to the AWU variation was provided by Mr R Flanagan by email and consent to the variation of the Custodial Award was provided by email by Ms C Miller, United Voice

[8] The variations to be effected were contained within a draft order as attached to the initiating application.

[9] I am satisfied that the application is consistent with the public interest requirements of the Act and does not disadvantage the Award covered employees.

[10] The application for variation is granted with an operative date from the FFPPOA 1 July 2018.

[11] An order reflecting this decision is to follow.



N M Ellis
DEPUTY PRESIDENT

Appearances:

Ms E Reale and Ms L Ross, for the MASSA
Mr T Lynch for CPSU

Date and place of hearing:

2018
11 July
Hobart