

DEPUTY PRESIDENT: Since there are no changes in appearances, Ms Watt, I think we can process these matters fairly quickly now. If you would like to first speak to the question of the amending application that you propose to make and any matters relevant thereto then to deal briefly with the purpose of the variations and finally to comment upon their compliance with the Wage Fixing Principles, and I think that will do in terms of submission.

MS WATT: Thank you, Mr Deputy President. If I may, I wish to seek leave to just tender the amended applications for T6607 and T6608. A copy of these amendments has been provided to the CPSU prior to this hearing and minor variations to that have been discussed today.

DEPUTY PRESIDENT: Mr Clegg, do you have any objection to the amendments?

MR CLEGG: No, I don't, Mr Deputy President.

DEPUTY PRESIDENT: I formally order that the applications be amended in the form of the draft orders submitted this day. Thank you, Ms Watt?

MS WATT: The changes proposed by the minister today to the Inland Fishers Commission Award are set to reflect the decision in T6143 and now also the full bench decision in T6502 and others and also renumbering the award in line with the commission's drafting standards and rewording the award with 'is to be' and 'are to be' etc in place of 'shall' that used to be contained in these awards, in line with the full bench decision.

The major changes are in line with the full bench decision. The title clause is now clause 1.

Contents clause is now clause 2.

Inserting *Tasmanian State Service Act 1984* into clause 3, which is consistent with other state service awards.

Deleting the definition of 'casual employee' from clause 7.

Deleting the proviso to clause 8(b) and also deleting clause 8(c) - Part-time and Casual Employees provision, which is consistent with the full bench decision also.

Deleting the supported wage system which is clause 8(d).

Changing the reference in clause 8(a)(i) and 8(b) to the Operational Employees Award. This variation will give effect to the operational translation for employees in the Inland Fisheries Commission.

Deleting translation tables and associated notes from Annexure A - translation to administrative and clerical stream and the translation to technical stream.

5 The change proposed in the amended application to the Operational Employees Award is to insert Inland Fisheries Commission Award into the table contained in Clause 14 - Translation, of that award.

10 We request that the date of effect of these applications be on and from 7 March 1996. This is necessary to facilitate the translation of operational employees as at 7 March 1996 and to provide for the derivation of salaries from the Operational Award for such employees from that date.

These applications seek to implement previous decisions of the commission and at that time that those decisions were made it was determined that they were in the public interest.

15 Establishing consistent award formatting, removing obsolete award provisions and rewriting awards in plain English is consistent with the Wage Fixing Principles. If the commission pleases.

20 DEPUTY PRESIDENT: Thank you, Ms Watt. I mentioned simply - the date of 7 March 1996 is an established operative date, not only for the reasons that you mention but in fact I think it was firmly fixed by the recent full bench decision. Mr Clegg?

MR CLEGG: I have nothing further to add sir, except to support the application.

25 DEPUTY PRESIDENT: Having heard the parties submissions and having closely followed the amendments and changes made to these applications since the time of their lodgement I am satisfied that both applications comply with the Wage Fixing Principles and that there is nothing in those applications that invokes the provisions of general public interest matters as set out in section 36 of the Act.

30 Accordingly I will vary the awards in the manner depicted in the draft amended applications lodged this day. Those variations will come into effect as on and from 7 March 1996.

That concludes the hearing of matters T6607 and T6608 of 1996.

HEARING CONCLUDED