

DEPUTY PRESIDENT: I'll take the appearances. Mr Grey.

MR K. GREY: Yes, sir. Thank you. MR KERRYL GREY appearing for the Community and Public Sector Union in both matters.

DEPUTY PRESIDENT: Thank you, Mr Grey. Mr Kleyn.

5 **MR T. KLEYN:** Appearing on behalf of the Health Services Union of Australia, Tasmania No. 1 Branch, in matter T7377, TOM KLEYN.

DEPUTY PRESIDENT: Ms Watt.

MS A. WATT: If the commission pleases, ANITA WATT appearing on behalf of the Minister for Public Sector Administration in both matters.

10 DEPUTY PRESIDENT: Thank you, Ms Watt. Mr Grey?

MR GREY: First, sir, let me apologise for my lateness due to my oversight, sir.

15 With regard to the first matter, T7377, I have an amended application form for the kilometreage allowance formula. The amendment is regarding the application of the formula in the bottom half of the page. I think it wasn't perhaps clear enough and I've supplied copies to the other parties.

20 In the original application there was an example used and it should have been more appropriate that rather than an example it ought to have been the rates for which we seek to have changed and the reasons why.

With regard to T7381, it's been brought to my attention that the clause being sought to be amended is not in fact 9(c)(i) but 9(a), so if I could seek to amend the application accordingly.

25 DEPUTY PRESIDENT: Is there any objection to both of those amendments?

MS WATT: No, there's not.

DEPUTY PRESIDENT: That being the case, I formally order that both applications be amended in the manner described by you, Mr Grey.

30 MR GREY: Thank you, sir. Sir, these applications seek to vary the expense-related allowances according to T833 of 1987 - a full bench decision according to the weighted Consumer Price Index of the eight capital cities - or eight cities index, and for the kilometreage rate from T33 of 1985 - again a full bench decision - according to the Hobart
35 Transportation Private Motoring Subgroup index number.

We see these applications being consistent with section 36 of the public interest provisions. I think that's about all. I can't think of

anything else that's relevant. This is the time-honoured manner in which these are adjusted. They are later than they ought to be. Again, that's due to other circumstances.

5 DEPUTY PRESIDENT: And it's the union's belief that the applications comply fully with the Wage Fixing Principles?

MR GREY: Yes, sir. Yes, sorry - yes, very much.

DEPUTY PRESIDENT: Thank you, Mr Grey. Mr Kleyn?

10 MR KLEYN: Mr Deputy President, I don't wish to add any more to what Mr Grey has said only to say that the HSUA is in support of this application.

The only thing I would like to say is, I suppose an operative date; we would see an operative date being the first full pay period on or after the date of decision. Thank you.

15 DEPUTY PRESIDENT: Do you have any views on the operative date, Mr Grey?

MR GREY: No, sir, I don't. I support that application.

DEPUTY PRESIDENT: Thank you, Mr Grey. Ms Watt?

20 MS WATT: Mr Deputy President, the minister supports these applications to vary expense-related and kilometrage allowances contained in the Community and Health Services (Public Sector) Award and the tool allowance in the Police Departmental Employees Award and the proposed variations, as Mr Grey has said, follow the established methodology and are consistent with the requirements of the Wage Fixing Principles and the public interest requirements of the
25 *Industrial Relations Act*.

We agree with the submission of both parties; that the operative date be that of the first full pay period on or after the date of decision. If it pleases the commission.

30 DEPUTY PRESIDENT: Thank you, Ms Watt. I have had an opportunity to peruse these applications and the amendments advanced today do not change my mind in that regard.

Having heard the parties, I am satisfied that the applications comply with the current Wage Fixing Principles and contain no elements that are contrary to the more general public interest requirements of
35 section 36 of the Act.

In those circumstances I indicate that it is my intention to vary the awards in the manner sought in each application. My order will take effect from the beginning of the first pay period on or after today's date.

Unless there is anything else, that concludes the hearing for today of matters T7377 and T7381 of 1997.

HEARING CONCLUDED