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TASMANIAN INDUSTRIAL COMMISSION

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

**Construction, Forestry, Mining and Energy Union,
Tasmanian Branch**
(T7241 of 1997)

BUILDING TRADES AWARD

Award variation - expense related allowances - consent matter - application approved
operative date ffpp 2 October 1997

ORDER BY CONSENT -

No. 2 of 1997

AMEND THE **BUILDING TRADES AWARD** IN THE FOLLOWING MANNER:

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1. By deleting paragraph (f) - Tool Allowance, from Clause 8 - Wage Rates, Division A, subclause 1 - Wage Rates, and inserting in lieu thereof the following:

"(f) Tool Allowance

A tool allowance shall be paid for all purposes of the award in accordance with the following table:

Classification	Amount per Week \$
Artificial Stoneworker, Carpenter and/Joiner, Carpenter Diver, Carver, Bridge and Wharf Carpenter, Floorsander, Letter Cutter	18.80
Caster, Fixer, Floorlayer Specialist	15.40
Plasterer	15.40
Bricklayer	13.40
Roof Fixer	9.80
Signwriter, Painter, Glazier	4.60"

2. By deleting subclause 3 - Tools and Tool Allowance, from Clause 8 - Wage Rates, Division D - Weekly Hire, Maintenance & Workshops, and inserting in lieu thereof the following:

"3. TOOLS AND TOOL ALLOWANCE

In addition to the rates prescribed in Clause 8 - Wage Rates, Division A, subclause 1 - Wage Rates and subclause 2 - Leading Hands and Foreman of this division, employees shall be paid a tool allowance per week in accordance with the following in recognition of the employee providing the tools specified in Clause 45 - Tools and Lockers.

	\$
Carpenter and/or floor sander	18.80
Joiner and/or shop fitter	18.80
Signwriter	4.60
Bricklayer	13.40
Stonemason	18.80
Plasterer	15.40
Roof tiler and slater	9.80
Painter and paper-hanger	4.60
Glazier	4.60"

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3. By deleting subclause (a) from Division A, Clause 13 - Compensation for Clothes and Tools, and inserting in lieu thereof the following:

"(a) An employee shall be reimbursed by his employer to a maximum of \$1090.00 for loss of tools or clothes by fire or breaking and entering whilst securely stored at the employer's direction in a room or building on the employer's premises, job or workshop or in a lock-up as provided in this award or if the tools are lost or stolen while being transported by the employee at the employer's direction, or if the tools are accidentally lost over water or if tools are lost or stolen during an employee's absence after leaving the job because of injury or illness.

PROVIDED that an employee transporting his own tools shall take all reasonable care to protect those tools and prevent theft or loss."

4. By deleting paragraph (ii) from Division A, Clause 23 - Living Away from Home - Distant Work, subclause (c) - Entitlement, and inserting in lieu thereof the following:

"(ii) pay an allowance of \$273.20 per week of seven days but such allowance shall not be wages. In the case of broken parts of the week occurring at the beginning or the ending of the employment on a distant job the allowance shall be \$39.10 per day.

PROVIDED that the foregoing allowances shall be increased if the employee satisfies the employer that he reasonably incurred a greater outlay than that prescribed. In the event of disagreement the matter may be referred to the Tasmanian Industrial Commission for determination; or"

5. By deleting paragraph (iii) from Division A, Clause 23 - Living Away from Home - Distant Work, subclause (e) - Forward Journey, and inserting in lieu thereof:

"(iii) For any meals incurred while travelling at \$7.70 per meal."

6. By deleting the amount of \$7.50 twice appearing in Division A, Clause 24 - Meal Allowance, and inserting in lieu thereof the amount of \$7.70.

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7. By deleting subclause (a) from Division B - Builders Labourers, Clause 49 - Compensation for Clothes and Tools, and inserting in lieu thereof the following:

"(a) An employee shall be reimbursed by his employer to a maximum of \$1090.00 for loss of tools or clothes by fire or breaking and entering whilst securely stored at the employer's direction in a room or building on the employer's premises, job or workshop or in a lock-up as provided in this award or if the tools are lost or stolen while being transported by the employee at the employer's direction, or if the tools are accidentally lost over water or if tools are lost or stolen during an employee's absence after leaving the job because of injury or illness.

PROVIDED that an employee transporting his own tools shall take all reasonable care to protect those tools and prevent theft or loss."

8. By deleting paragraph (ii) from Division B - Builders Labourers, Clause 53 Living Away from Home - Distant Work, subclause (c) - Entitlement, and inserting in lieu thereof the following:

"(ii) pay an allowance of \$273.20 per week of seven days but such allowance shall not be wages. In the case of broken parts of the week occurring at the beginning or the ending of the employment on a distant job the allowance shall be \$39.10 per day.

PROVIDED that the foregoing allowances shall be increased if the employee satisfies the employer that he reasonably incurred a greater outlay than that prescribed. In the event of disagreement the matter may be referred to the Tasmanian Industrial Commission for determination; or"

9. By deleting paragraph (iii) from Division B - Builders Labourers, Clause 53 Living Away from Home - Distant Work, subclause (e) - Forward Journey, and inserting in lieu thereof the following:

"(iii) For any meals incurred while travelling at \$7.70 per meal."

10. By deleting the amount of \$7.50 appearing in Division B - Builders Labourers, Clause 54 - Meal Allowance, and inserting in lieu thereof the amount of \$7.70.

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OPERATIVE DATE

These variations shall come into operation from the first full pay period to commence on or after 2 October 1997.

B R Johnson
DEPUTY PRESIDENT

7 October 1997