



TASMANIAN INDUSTRIAL COMMISSION

CITATION: Filing of The Department of Treasury and Finance Retirement Benefits Fund (RBF) Integration Agreement 2023 [2023] TASIC 34

PARTIES:

Minister administering the *State Service Act 2000*

Community and Public Sector Union (State Public Service Federation Tasmania) Inc

SUBJECT: *Industrial Relations Act 1984*, s 55(2) application for filing of Industrial Agreement

FILE NO: T15048 of 2023

HEARING DATE(S): 12 July 2023

HEARING LOCATION: Hobart

DATE REASONS ISSUED: 12 July 2023

COMMISSIONER: President Barclay

CATCHWORDS: Industrial agreement – application approved – operative from 3 April 2023 and will remain in force for a period of five (5) years.

REPRESENTATION:

E McCarthy and Joy Crane for the Minister administering the *State Service Act 2000*

T Lynch for the Community and Public Sector Union (State Public Service Federation Tasmania) Inc.

THE DEPARTMENT OF TREASURY AND FINANCE RETIREMENT BENEFITS FUND (RBF) INTEGRATION AGREEMENT 2023 [2023] TASIC 34

REASONS FOR DECISION

12 July 2023

[1] On 5 July 2023, the Minister administering the *State Service Act 2000* lodged with the Registrar, pursuant to Section 55(2) of the *Industrial Relations Act 1984* (the Act), an application to file The Department of Treasury and Finance Retirement Benefits Fund (RBF) Integration Agreement 2023 (the Agreement). The parties also apply for the cancellation of The Department of Treasury and Finance Retirement Benefits Fund (RBF) Integration Agreement 2016 (the Previous Agreement).

[2] The Agreement provides a personal guaranteed salary to a number of named employees who were employees of the RBF who subsequently became employees of the Department of Treasury and Finance.

[3] The Agreement updates the salary entitlements but otherwise is the same as the Previous Agreement.

[4] The parties submitted that no employees covered by the Agreement would be disadvantaged by the Agreement, the approval would be in the public interest and it is made with the consent of the parties.

[5] Having regard to the submissions of the parties and the terms of the Agreement, I am satisfied that the agreement is consistent with the public interest, and it does not disadvantage the employees concerned. I am satisfied that there is genuine consent to the Agreement by the parties and that the Agreement is not for a period of more than five years.

[6] In respect to the cancellation of the Previous Agreement, no employees to whom that agreement applies will be disadvantaged from its cancellation. In light of the terms of the Agreement I accept those submissions. Accordingly, the Previous Agreement is cancelled.

[7] Pursuant to s 55(4) of the Act, the Agreement is approved, effective from 3 April 2023, and will remain in force for a period of five (5) years. The file will now be referred to the Registrar for registration in accordance with s 56 of the Act.

