

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

s55(2) application for approval of an industrial agreement

Minister administering the State Service Act 2000

and

Tasmanian Salaried Medical Practitioners' Society (T14814 of 2020)

Rural Medical Practitioners (Tasmanian State Service) Agreement 2019

PRESIDENT D J BARCLAY

HOBART, 23 December 2020

Industrial agreement – application approved – effective from 1 July 2019 and will remain in force until 30 June 2021 - forwarded to Registrar for registration

DECISION

[1] On 17 December 2020, the Minister administering the State Service Act 2000 (MASSA) lodged with the Registrar, pursuant to Section 55(2) of the Industrial Relations Act 1984 (the Act), an Application to approve the Rural Medical Practitioners (Tasmanian State Service) Agreement 2019 (the Agreement).

[2] The application also sought the cancellation of the Rural Medical Practitioners (Tasmanian State Service) Agreement 2018, Rural Medical Practitioners (Public Sector) Agreement 2017, Rural Medical Practitioners (Public Sector) Agreement 2011, and Rural Medical Practitioners (Public Sector) Agreement 2009.

[3] By agreement of the parties the matter was dealt with by way of written submissions.

[4] A number of clauses are brought forward from previous agreements. The Agreement will operate for two years. It provides for increases in the hourly rate of remuneration of 2.3% to come into effect on the first full pay period on or after 1 April 2020 and 1 April 2021. A new allowance has been included to facilitate payment by way of an allowance for both costs incurred and time in attendance associated with Advanced Life Support Level 2 (ALS2) accreditation where required by the employer. Pre-existing allowances have been increased by 2.3% with effect from first full pay period on or after 1 April 2020 and with effect from first full pay period on or after 1 April 2021.

[5] The Tasmanian Salaried Medical Practitioners' Society filed written submissions supporting the approval of the Agreement.

[6] The parties submitted that the Agreement was in the public interest and that there was genuine consent to it and that no persons affected by the Agreement are disadvantaged. As clauses have been retained from previous agreements for the benefit of those covered by the Agreement I am satisfied that cancellation of the 2009, 2011, 2017 and 2018 agreements does not adversely affect those persons who had the benefit of those old agreements. Accordingly I cancel the Rural Medical Practitioners (Tasmanian State Service) Agreement 2018, Rural Medical Practitioners (Public Sector) Agreement 2017, Rural Medical Practitioners (Public Sector) Agreement 2011, and Rural Medical Practitioners (Public Sector) Agreement 2009.

[7] I am satisfied that the Agreement is consistent with the public interest requirements of the Act, does not disadvantage the employees concerned, and the term of the agreement does not exceed 5 years.

[8] Pursuant to s 55(4) the agreement is approved with effect from 1 July 2019 and will remain in force until 30 June 2021. The file will now be referred to the Registrar for registration of the Agreement in accordance with the requirements of s 56(1) of the Act.



DJ Barclay
President

Date and place of hearing:

Determined on the papers