

## **TASMANIAN INDUSTRIAL COMMISSION**

*Industrial Relations Act 1984*

s 23 application for award or variation of award

### **Minister administering the State Service Act 2000**

(T14590 of 2018)

## **FACILITY ATTENDANTS (TASMANIAN STATE SERVICE) AWARD**

DEPUTY PRESIDENT N M ELLIS

HOBART 2 MAY 2018

**Award variation- consolidation of student hostel employee conditions in new appendix C- consent application- consent order issued- operative date from the first full pay period from the date of this decision.**

### **DECISION**

**[1]** On 12 April 2018, the Minister Administering the State Service Act 2000 (MASSA) lodged with the Registrar, pursuant to s 23 of the *Industrial Relations Act 1984* (the Act), an application to vary the Facility Attendants (Tasmanian State Service) Award (the Facility Attendants Award).

**[2]** At the hearing in Hobart on 2 May 2018, Mr Tim Witt appeared for MASSA with Mr Tim Faulkner representing the Department of Education. Ms Sarah Ellis and Mr Steven McCullum appeared for United Voice, Tasmanian Branch (UV).

**[3]** Mr Witt advised the variation was by consent of the parties and included a consolidation of the conditions of employment relevant to the student hostel employees in a new appendix to the Award. He advised the variations affect only three employees located across the State at three different sites, employed as matron, assistant matron, caretaker or housekeeper. The variations address the custom and practice of those arrangements worked with the relevant allowances and conditions. The sleep over arrangements are a wage related allowance and will be subject to relevant wage increases.

**[4]** Mr Witt clarified that in Clause 5.1, when accumulated rostered days cannot be taken during the holiday breaks, a mutually agreed time of taking these days will occur.

**[5]** Ms Ellis submitted that the UV supported the application and noted the UV members' support of the variation.

**[6]** All parties stated the variation sought was by consent and does not offend the public interest, does not disadvantage those employees covered by the Award and recommended the variation to the Commission.

**[7]** I am satisfied that the application is consistent with the public interest requirements of the Act and does not disadvantage the Facility Attendants Award covered employees.

[8] The application for variation is granted with an operative date of the first full pay period from the date of this decision.

[9] An order reflecting this decision is to follow.



N M Ellis  
DEPUTY PRESIDENT

**Appearances:**

Mr T Witt for MASSA  
Mr T Faulkner for DoE  
Ms S Ellis and Mr S McCullum for UV

**Date and place of hearing:**

2 May 2018  
Hobart