

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

s23 application for award or variation of award

Police Association of Tasmania

(T14570 of 2017)

DEPUTY PRESIDENT N M ELLIS

HOBART, 20 DECEMBER 2017

POLICE AWARD

Award variation – consent application – consent order issued – operative date first full pay period on or after 1 January 2018.

DECISION

[1] On 18 December 2017, the Police Association of Tasmania (PAT) lodged with the Tasmanian Industrial Commission, pursuant to Section 23 of the Industrial Relations Act 1984 (the Act), an application to vary the Police Award (the Award).

[2] At the hearing in Hobart on 20 December 2017, Mr M Kadziolka and Ms A Smith appeared for the PAT and Commander G Keating appeared for the Commissioner of Police (the Controlling Authority).

[3] Ms Smith advised the variation of the Award formed a new consolidated Award and included negotiated outcomes from recent enterprise bargaining. PAT members have been independently surveyed with the majority who voted, supporting this variation.

[4] The variations sought relate to the following allowance clauses:

- Clause 3 – Arrangement;
- Clause 4 – Dates of Operation;
- Clause 8 – Salaries;
- Clause 9 – Allowances;
- Clause 10 – Expense Allowances;
- Clause 11 – Transfer Expenses;
- Clause 14 – Overtime;
- Clause 15 – Leave;
- Clause 16 – Part Time Service;
- Clause 17-Occupational Health Safety and Welfare;
- Clause 18-Rosters;

- Clause 20-Physical Surveillance Services and Police Technical Surveillance Services
- Clause 21-Special Response and Counter Terrorism Unit
- Clause 27-No Extra Claims

[5] Commander Glen Keating supported Mrs Smith's submissions in relation to the application.

[6] Both parties submitted that it was in the public interest that the Award be varied and that no Award covered employees would be disadvantaged and commended the variation to the Commission.

[7] The operative date for the varied Award is 1 January 2018 to 31 December 2020, which was supported by both parties.

[8] I am satisfied that the variation of this Award is consistent with the public interest requirements of the Act, and does not disadvantage the employees covered by this Award.

[9] Pursuant to s24 and s39 of the Act I hereby vary the Award known as the Police Award, in accordance with the application lodged by PAT and supported by both parties.

[10] Such variation of the Award is to take effect from 1 January 2018.

[11] An Order reflecting this decision is to follow.



N M Ellis
DEPUTY PRESIDENT

Appearances:

Ms A Smith and Mr M Kadziolka for the PAT
Commander G Keating for the Commissioner of Police

Date and place of hearing:

2017
20 December
Hobart