

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

s.59 application for variation of an industrial agreement

Minister Administering the State Service Act 2000

Liquor, Hospitality and Miscellaneous Union - Tasmanian Branch

(T13478 of 2009)

**EDUCATION FACILITY ATTENDANT JOB SECURITY
INDUSTRIAL AGREEMENT 2008**

COMMISSIONER JP McALPINE

HOBART, 17 July 2009

Variation of registered industrial agreement T13417 of 2009 – application to vary approved - operative from fpp 1 April 2009 – to remain in force until 30 September 2013

ORDER BY CONSENT

This is an application, pursuant to Section 59 of the *Industrial Relations Act 1984*, to vary an agreement known as the *Education Facility Attendant Job Security Industrial Agreement 2008*.

The agreement is varied as follows:

1. By deleting Clause 6 - Relationship to the Award from the agreement and inserting in lieu thereof the following:

"Employees covered by this Agreement are subject to the Miscellaneous Workers (Tasmanian Public Sector) Award. Where any inconsistency occurs between this Agreement and the Award this Agreement shall prevail to the extent of the inconsistency. This Agreement supersedes the Department of Education School Attendant Industrial Agreement 2003, the Department of Education School Attendants Enterprise Agreement 1998 and the Department of Education, Community and Cultural Development School Attendants Industrial Agreement 1997."

2. By deleting subclause iii. from Clause 8 - Direct Employment, of the agreement and inserting in lieu thereof the following:

"All State Government educational facilities currently cleaned on a contract basis are excluded from the application of the Agreement in respect of cleaning functions."

3. By deleting the first paragraph of Clause 12 - Hours of Work, and insert in lieu thereof the following:

- "i. Rostered days off will be accumulated and taken during the first, second and third term holidays on a 3-3-3-3 basis. Employees who are not required to take annual leave at the end of the third term shall use accumulated rostered days off in place of annual leave between Christmas and New Year."

OPERATIVE DATE

These variations shall come into operation from the first full pay period to commence on or after 1 April 2009 and remain in force to remain in force until 30 September 2013.

