

## **TASMANIAN INDUSTRIAL COMMISSION**

*Industrial Relations Act 1984*

s23(1) Application for award or variation of award

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

(T14688 of 2019)

## **TASMANIAN STATE SERVICE AWARD**

PRESIDENT D J BARCLAY

HOBART, 2 OCTOBER 2019

**Award variation – appendix 9 – special provisions for certain employees of the department of police, fire and emergency management - Regional Chief and Deputy Regional Chief positions - consent application - operative from first full pay period on or after 28 September 2018**

### **DECISION**

[1] On 16 September 2019, The Minister administering *the State Service Act 2000* (MASSA) lodged with the Registrar, pursuant to Section 23(1) of the *Industrial Relations Act 1984*, an application to vary the Tasmanian State Service Award.

[2] At the hearing in Hobart on 23 September 2019, Mr Ben Phillips and Mr Tim Witt appeared on behalf of MASSA and Ms Natalie Jones appeared on behalf of The Community and Public Sector Union (SPSFT) Inc (CPSU).

[3] Mr Phillips submitted the variation relates to Appendix 9 of the Tasmanian State Service Award and seeks to maintain an allowance for the positions of Regional Chief and Deputy Regional Chief. The allowance is limited to employees employed as at 17 March 2009 and for the time they remain in the relevant positions. The variation creates an exception to the application of appendix 9 by inserting a new clause 3 which applies to the Regional Chief and Deputy Regional Chief positions.

[4] The affected parties submitted the variation sought does not offend the public interest, does not disadvantage those employees covered by the Award and recommended the variations to the Commission.

[5] I am satisfied that the variations are in the public interest and that no employees are disadvantaged.

[6] The application is granted and pursuant to s24 and 36 of the Act the Award is varied in accordance with the application. The variations to the award are operative from the first full pay period on or after 28 September 2018.

[7] An order reflecting this decision will follow.



David Barclay  
**President**

**Appearances:**

Mr Phillips and Mr Witt for MASSA  
Ms Jones for CPSU (SPSFT) Inc

**Date and place of hearing:**

2019  
23 September 2019  
Hobart