

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

s23(1) application for award or variation of award

The Minister administering the State Service Act 2000
(T14741 of 2020)

HEALTH AND HUMAN SERVICES (TASMANIAN STATE SERVICE) AWARD

PRESIDENT D J BARCLAY

HOBART, 23 MARCH 2020

Award variation – Part II Salaries – Superannuation – Part IV Email and Internet – Part VII Shift Work - Part IX Leave and Holidays with Pay- consent application – variable operative dates

DECISION

[1] On 25 February 2020, 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 Health and Human Services (Tasmanian State Service) Award.

[2] At the hearing in Hobart on 27 February 2020, Ms Jane Fitton and Ms Lucy Ross appeared on behalf of MASSA, Mr James Eddington appeared on behalf of the Health Services Union, Tasmania Branch (HSU), Ms Natalie Jones appeared on behalf of the Community and Public Sector Union (SPSFT) Inc (CPSU), and Ms Caroline Saint appeared on behalf of the Australian Nursing and Midwifery Federation (Tasmanian Branch) (ANMF).

[3] The variations were similar in effect to those made to the Tasmanian State Service Award as part of the offer made in respect to the Public Sector Union Wages Agreement 2019. The variations effect amendment to superannuation entitlements, various leave entitlements, including cashing out annual leave. Individual to this Award however was an increase in the night shift allowance.

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

[5] I am satisfied that the variation is 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. Save and except for Pt II cl4 and Pt IX cl2, the variation of the award is operative from 27 February 2020. The variations effected by Pt II cl4 and Pt IX cl2 are operative from the first full pay period on or after 1 December 2019.

[7] An order reflecting this decision will follow.



David Barclay
President

Appearances:

Ms J Fitton and Ms L Ross for MASSA
Mr J Eddington for HSU
Ms N Jones for CPSU (SPSFT) Inc
Ms C Saint for ANMF

Date and place of hearing:

2020
27 February
Hobart