

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

s55(2) application for approval of an industrial agreement

Minister administering the State Service Act 2000

and

Australian Education Union, Tasmanian Branch

(T14722 of 2019)

TEACHERS AGREEMENT 2019 (No2)

PRESIDENT D J BARCLAY

HOBART, 19 DECEMBER 2019

Industrial agreement - application approved – applies with effect from 20 September 2019 and will remain in force until 19 September 2021 - forwarded to Registrar for registration

DECISION

[1] On 13 December 2019, the Minister administering the State Service Act 2000 (MASSA) lodged with the Registrar, pursuant to Section 55(2) of the *Industrial Relations Act 1984* (the Act), an application to approve the Teachers Agreement 2019 (No2) (the Agreement). Accompanying the application was an application to cancel the existing Teachers Agreement 2019 (No 2) and the Teachers Agreement 2019.

[2] At the hearing in Hobart on 17 December 2019, Ms Jane Fitton and Ms Lucy Ross appeared on behalf of MASSA and Mr Steve Smith appeared on behalf of the Australian Education Union, Tasmanian Branch.

[3] Key issues dealt with in the Agreement include provisions relating to workload and the establishment of a Teacher Workload Reference Group to ensure that workloads do not exceed what may be reasonably performed in the hours a teacher is employed. There has also been agreement as to translation of Principal classifications together with a review of the Principal classification structure. The Agreement also provides for salary increases across the life of the Agreement.

[4] I note that the copy of the Agreement provided to the Commission had some typographic errors. I was advised what they were. I indicated the amended Agreement should be provided to the Commission.

[5] I am satisfied that the agreement is consistent with the public interest requirements of the Act, does not disadvantage the employees concerned, and the term of the agreement does not exceed 5 years.

[6] In respect to the existing agreements I am satisfied that no person to whom the existing agreements applied is deprived of a benefit from the existing agreements sought to be cancelled.

[7] Accordingly I order cancellation of the existing agreements pursuant to s59 (1) of the Act.

[8] Upon provision of the amended agreement to the Commission, pursuant to s55 (4) the Agreement is approved with an operative date from 20 September 2019 and will remain in force until 19 September 2021. The file will now be referred to the Registrar for registration of the Agreement in accordance with the requirements of s56 (1) of the Act.



David Barclay
President

Appearances:

Ms J Fitton and Ms L Ross for MASSA
Mr S Smith for AEU

Date and place of hearing:

2019
17 December 2019

HOBART