



Tasmanian Industrial Commission

Industrial Relations Act 1984

T No. **9704 of 2001**

IN THE MATTER OF an application by
the Australian Municipal,
Administrative, Clerical and Services
Union to vary the Public Accountants
Award

Re: Part III, Clause (1)(c) - Allowance
for Qualification

COMMISSIONER IMLACH

HOBART, 31 July 2001

TRANSCRIPT OF PROCEEDINGS

Unedited

(WOULD PARTIES PLEASE READ THIS TRANSCRIPT CAREFULLY)
(ANY QUERIES SHOULD BE DIRECTED TO THE COMMISSION WITHIN 14 DAYS)

HEARING COMMENCED 2.20pm

COMMISSIONER: I'll take appearances.

MR I. PATERSON: If the commission pleases, IAN PATERSON, appearing for the Australian Municipal, Administrative, Clerical and Services Union.

COMMISSIONER: Thanks, Mr Paterson.

MR J. O'NEILL: If it pleases the commission, O'NEILL J., appearing for the Tasmanian Chamber of Commerce and Industry Limited, if it pleases.

COMMISSIONER: Thanks, Mr O'Neill. To what do we owe the pleasure, Mr Paterson?

MR PATERSON: We owe the pleasure of this application, commissioner, to the lack of attention to detail by both of the parties.

COMMISSIONER: I intervene, all parties.

MR PATERSON: All parties. The allowances for qualifications that were incorporated into the decision and order in T7907 which took effect from 5 June this year, were in fact rates that went back to when the application was first made and these rates hadn't been varied to reflect the increases since 1997.

This application seeks to effectively reinstate the allowances for qualifications that applied under Order No. 1 of 2000, that being the outcome of the State Wage Case of July 2000. It is an application to amend that error, that oversight or defect. I'm acting on the understanding, it's a consent matter and in order to keep the paper trail correct and accurate, we'd seek that the application have the same effective date as the order in the previous matter, T7907, that being the first full pay period commencing on or after 5 June 2001.

I note that these amounts will be very quickly overtaken by the order in respect of this year's State Wage Case. However, to keep the record straight, if you like, we'd seek to have this variation made prior to the making of the order for the State Wage Case. Thank you.

COMMISSIONER: Thanks, Mr Paterson. Yes, Mr O'Neill?

MR O'NEILL: Yes, thank you, sir. The TCCI simply concur. It has been an oversight, something that we obviously didn't pick up. Therefore, we are also responsible.

We concur with the operative date and, yes, these rates will be overtaken by the State Wage Case, the order for that which is to be handed down shortly. If it pleases.

40 COMMISSIONER: Thanks, Mr O'Neill. You can make a good base on
which to put the national wage decision. I think, Mr O'Neill, you have
the honour and distinction of being the one who found the omission, is
that right?

45 MR O'NEILL: That is correct, sir. In getting the rates out to our
members, which we do even prior to the official order coming from the
commission, yes, I happened to come across that in that way, so just
as well, but a little bit more attention to detail because sometimes
these things aren't picked up and it can go some time down the track
and then there's a lot more angst between the parties.

50 COMMISSIONER: Yes. Thanks, Mr O'Neill. Well, I thank the parties
for bringing this matter to the commission's attention. When I said, all
parties were responsible, I included myself because as you know, it all
came under my nose, as it were, and passed by and I also didn't see it.

I indicate now the award will be amended as requested from the
operative date agreed. Thank you.

55 **HEARING CONCLUDED 2.25pm**