

theTASMANIAN 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

(T14723 of 2019)

TASTAFE TEACHING STAFF INDUSTRIAL AGREEMENT 2019

PRESIDENT D J BARCLAY

HOBART, 19 DECEMBER 2019

Industrial agreement – application approved – agreement to effect salary increases - no change to other terms and conditions – agreement operative from 1 July 2019 and will remain in force until 30 June 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), the *TasTAFE Teaching Staff Industrial Agreement 2019* (the Agreement). Accompanying the application was an application to cancel the existing 2017 and 2018 agreements.

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

[3] The significant aspects of the Agreement are that it provides for pay rises across the life of the agreement. It amends definitions to include "Duties Related to Teaching". It provides for an allowance for employees delivering programmes at correctional facilities. It also updates and clarifies access to professional development.

[4] In respect to the Agreements to be cancelled, no person who has a benefit under those agreements is worse off by their cancellation.

[5] All parties submitted that the Agreement met the public interest requirements of the Act. 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. I am satisfied that there is genuine consent to the Agreement by the parties to it.

[6] The 2017 and 2018 agreements are cancelled.

[7] Pursuant to s55(4) the Agreement is approved with an operative date from 1 July 2019 and shall remain in force until 30 June 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.



D J BARCLAY
PRESIDENT

Appearances:

Ms J Fitton and Ms E McCarthy for MASSA
Mr S Smith for AEU

Date and place of hearing:

2019
17 December 2019
Hobart