

IN THE TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

T.1239 of 1988

**IN THE MATTER OF AN APPLICATION
BY THE FEDERATED IRONWORKERS'
ASSOCIATION OF AUSTRALIA,
TASMANIAN BRANCH TO VARY THE
WIREWORKING AWARD**

RE: 4Z SECOND TIER

AND

T.1264 of 1988

**IN THE MATTER OF AN APPLICATION
BY THE TRANSPORT WORKERS' UNION
OF AUSTRALIA, TASMANIAN BRANCH
TO VARY THE WIREWORKING AWARD**

**RE: 4Z SECOND TIER AND
ANOMALIES - CARTERS AND DRIVERS**

COMMISSIONER P A IMLACH

HOBART, 27 April 1990

REASONS FOR DECISION

APPEARANCES:

For The Federated Ironworkers' Association of Australia,
Tasmanian Branch - Ms E Smyth with
Mr J Long

For the Transport Workers' Union of Australia, Tasmanian
Branch - Mr B Hansch

For the Tasmanian Confederation of Industries - Mr S Clues

DATE AND PLACE OF HEARING:

7 March 1990 Hobart

These matters were joined at the outset. Matter T No. 1239 was a claim by the Federated Ironworkers' Association of Australia, Tasmanian Branch (FIA) to vary the Wireworking Award to reflect the 4% second-tier wage increase and T No. 1264 was a claim by the Transport Workers' Union of Australia, Tasmanian Branch (TWU) to vary the same Award in relation to drivers to reflect the 4% second tier wage increase and to remedy anomalies said to exist in relation to the casual loading and hours of work.

Mr B Hansch for the TWU, advised that the anomalies which did exist in the Award in relation to the casual loading and hours of work and which directly affected the members of his union, were corrected in April 1988 and he therefore did not wish to pursue that aspect of his union's claim. As to the 4% second tier claim he deferred to and supported the FIA's submissions.

Mrs E Smyth, for the FIA, reported that, in practice, the 4% second tier had been settled between the parties and implemented some time ago, but it had not been formalised before the Commission and the Award had not been amended. It appeared that Titan Manufacturing in Hobart was the only employer covered by the jurisdiction of the Wireworking Award. Mrs Smyth outlined the offsets which had been agreed and implemented: the 4% increase in wages had been paid.

The offsets were:

- . staggered lunch breaks by the nail and high tensile barbed wire machine operators;
- . flexibility in relation to rostered days off;
- . payment of wages through financial institutions; and
- . improved operation of machines.

Mrs Smyth advised that a correct draft award amendment reflecting the 4% increase had not been completed, but following a meeting between the parties, it would be forwarded to the Commission as soon as possible.

Mr S Clues, for the Tasmanian Confederation of Industries (the TCI) confirmed Mrs Smyth's submissions and he said that the Company was satisfied that the agreed offsets represented more than the 4% cost saving intended. He supported the amendment of the Award to include the 4% increase prior to the application of the last three National Wage increases and confirmed the commitment to produce an agreed draft award amendment to take effect from the beginning of the first full pay period to commence on or after 7 March 1990.

The draft has since been received and the Award will be varied as sought operative from the first full pay period to commence on or after 7 March 1990.

An order is attached.

