

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984

T Nos 226 and 227 of 1985

IN THE MATTER OF applications by
the Australian Workers Union,
Tasmanian Branch to vary the
Horticulturists Award and the
Agriculturists Award

re Scope and title of award

T Nos 3053 and 3054 of 1991

IN THE MATTER OF applications by
the Australian Workers Union,
Tasmania Branch for the making of
the Farming and Fruit Growing
Award and recission of the
Agriculturists Award

COMMISSIONER WATLING

Hobart, 8 August 1991
Continued from 31/1/90

TRANSCRIPT OF PROCEEDINGS

Unedited

COMMISSIONER WATLING: I'll take appearances in that matter please - those matters.

MR D.C. HAYES: If the commission pleases, HAYES D.C., for the Australian Workers' Union.

COMMISSIONER WATLING: Good, thank you.

MR B.J. HANSCH: If the commission pleases, HANSCH B.J., for the Transport Workers' Union of Australia. I appear in relation to the matters T.226 and T.3054.

COMMISSIONER WATLING: Right, thank you.

MR K.J. RICE: If the commission pleases, RICE K.J., I appear for the TFGA Industrial Association in all matters.

COMMISSIONER WATLING: Good, thank you.

MR P.E. TARGETT: Thank you, Mr Commissioner, TARGETT P.E., I appear on behalf of the Tasmanian Confederation of Industries and the Hop Producers Association of Tasmania in all matters.

COMMISSIONER WATLING: Good, thank you. Mr Hayes, I understand that you want to put something to me in relation to two of the applications.

MR HAYES: Yes, Mr Commissioner. I would seek to withdraw T.227 of '85 -

COMMISSIONER WATLING: Sorry? No, in relation to this award, it's 3053 and 3054.

MR HAYES: I'm sorry, yes. Getting a little bit ahead of myself. I seek to withdraw 3053 and 3054.

COMMISSIONER WATLING: Right. Is there any opposition to withdrawal of those two applications? Right. None from the TWU?

MR HANSCH: No, sir.

MR TARGETT: No opposition.

COMMISSIONER WATLING: None from the TCI?

MR TARGETT: No, sir.

MR RICE: Nothing from TFGA, sir.

COMMISSIONER WATLING: Right. Well, being there is no - seeing there's no opposition to the withdrawal of those two applications leave is granted to withdraw those matters, which means we have now before us application 226 to deal with.

Right. Where should be go from here? We might just go off the record for the moment, thank you.

OFF THE RECORD

COMMISSIONER WATLING: Mr Targett?

MR TARGETT: Thank you, Mr Commissioner, in the matter of T.226 I would advise the commission that because of the time delay since the original decision was issued - interim decision was issued on the new scope of this particular award back in January 1986, that substantial new evidence has come to light which now suggests that it would be more appropriate to put submissions to the commission in light of a new scope and a new title for this particular award. So we would seek an adjournment to enable full argument to be prepared and put to the commission on that issue.

COMMISSIONER WATLING: Right. Well, you've heard the submission from the TCI. Mr Rice?

MR RICE: Commissioner, we would support the submissions of the TCI in this matter and ask that the matter be adjourned to allow those discussions to take place.

COMMISSIONER WATLING: Right. Mr Hayes?

MR HAYES: Mr Commissioner, we'd go along with those same lines, wishing it to be adjourned to a later date.

COMMISSIONER WATLING: Right. Mr Hansch?

MR HANSCH: Mr Commissioner, the TWU would also support the position as put by the other parties and agree there should be an adjournment in relation to this matter.

COMMISSIONER WATLING: Right. Well, we should go off the record now to have a look at an appropriate date.

OFF THE RECORD

COMMISSIONER WATLING: This matter then will be adjourned until 10.30 on Wednesday the 28th of August 1991. Thank you.

HEARING ADJOURNED