

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984
s.23 application to vary an award

**Federation of Industrial, Manufacturing and Engineering Employees
Tasmania Branch
(T.3797 of 1992)**

WIREWORKING AWARD

COMMISSIONER P A IMLACH

16 June 1992

Wage rates - State Wage August 1991 - Minimum Rates Adjustment Principle

REASONS FOR DECISION

This was an application by the Federation of Industrial, Manufacturing and Engineering Employees, Tasmania Branch (the Union) for the Minimum Rates Adjustment (MRA) process to be implemented completely in the Wireworking Award (the Award).

In support of the application, the Tasmanian Confederation of Industries (the Confederation) spoke on behalf of all parties and in seeking the MRA implementation referred to the history of this matter. In matter T.3101 of 1991 the Commission had rejected a similar application for the reason that the union had failed at the time to abide by its commitment not to seek wages increases outside the Principles. The Confederation confirmed that the circumstances at that time were no longer applicable and as there was no cost impact involved (there being one company only involved and the projected increases would be more than absorbed by present over-award payments), the way was clear under the Principles for the Award to be amended as sought.

The Confederation further submitted that the application should be accepted because in the meantime the Guidelines had been relaxed in particular to allow the complete MRA process to be implemented in one step where appropriate circumstances existed, as they did in this case.

The Confederation submitted that the no cost factor also meant no violence was done to the public interest requirements of Section 32 of the Act.

The Union confirmed its acceptance of the full absorption of the increases in the over-award payments and endorsed the submissions of the Confederation.

All parties requested that the application be endorsed operative from the first full pay period to commence on or after 12 June 1992.

I am satisfied that the application is in accordance with the current Guidelines of the Commission: the application is granted.

The amendment to the Award will operate from the first full pay period to commence on or after 12 June 1992.



An order is attached.

Appearances:

J Long for the Federation of Industrial, Manufacturing and Engineering Employees, Tasmania Branch.

T Edwards for the Tasmanian Confederation of Industries.

Date and place of hearing:

1992.

Hobart:

June 12.