

TASMANIAN INDUSTRIAL COMMISSION

Industrial Relations Act 1984
s.23 application for award or variation of award

Minister administering the State Service Act 2000
(T14608 of 2018)

TASMANIAN STATE SERVICE AWARD

HEALTH AND HUMAN SERVICES (TASMANIAN STATE SERVICE) AWARD

DEPUTY PRESIDENT N M ELLIS

HOBART, 13 JULY 2018

Award variation— salary table replacement—expense and other allowances—availability and recall allowances— consent application— consent order issued— operative date from the first full pay period on or after (FFPPOA) 1 July 2018

DECISION

[1] On 10 July 2018, the Minister administering the State Service Act 2000 (MASSA) lodged with the Registrar, pursuant to section 23 of the Industrial Relations Act 1984 (the Act), an application to vary the Tasmanian State Service Award (the TSSA) and the Health and Human Services (Tasmanian State Service) Award, (the HAHSA).

[2] At the hearing in Hobart on 11 July 2018, Ms E Reale and Ms L Ross appeared for the MASSA. Mr T Lynch appeared for the Community and Public Sector Union (State Public Services Federation Tasmania) Inc (CPSU), Mr R Moore appeared for the Health Services Union (HSU) and Ms Caroline Saint appeared for the Australian Nursing and Midwifery Federation, (Tasmanian Branch) (ANMF).

[3] Ms Reale advised the variation of the Awards reflected wage related increases pursuant to Part IV, Clause 13-Adjustment to Wage Related Allowances of the TSSA and Part V and Clause 9-Expense and other Related Allowance of the HAHSA. A minor correction was sought for the HAHSA to delete the number 13 of the title of Clause 13 and replace it with the number 9. The variation also included the deletion and replacement of the salary tables in the TSSA, Part II- Salaries and Related Matters, Clause 3-Salaries, for General Stream and Professional Streams and the salary tables for the HAHSA in Part II- Salaries and Related Matters, Clause 3-Salaries for General Stream(except for Health Services Officers) and Health Services Officers.

[4] The variations sought for the TSSA increased the amounts payable for wage related allowances, including the First Aid Certificate Allowance, Testing and Tagging Allowance, Coxswain's Certificate Allowance, Diving Allowances, Tasmanian Prison Service-Special Allowances, Nominee Allowance, Foul and Nauseous Allowance, the Availability allowance and Toileting allowance in Clause 1, Appendix 16-Teacher Assistants, Vet Student Assistants and Participation Assistants-Department of Education.

[5] The variations sought for the HAHSA increased the amounts payable for wage related allowances, including the First Aid Certificate Allowance, Testing and Tagging Allowance, Special Rates, Allowance for the Management of Deceased Persons Pronounced Dead on Arrival, the Availability allowance and Clause 4, Appendix 11-Dental Officers, Skills and Qualification Allowance and Professional Development Allowance.

[6] Ms Reale, Mr Lynch, Mr Moore provided submissions and stated the variations sought does not offend the public interest, does not disadvantage those employees covered by the Awards and recommended the variations to the Commission with the operative date

for the variation to the Award to be from the FFPOA 1 July 2018. Consent to the TSSA variation was forwarded by email from Ms C Miller, United Voice and Ms J King, Australian Education Union, Tasmanian Branch (AEU).

[7] The variations to be effected were contained within a draft order as attached to the initiating application.

[8] I am satisfied that the application is consistent with the public interest requirements of the Act and does not disadvantage the Award covered employees.

[9] The application for variation is granted with an operative date from the FFPOA 1 July 2018.

[10] An order reflecting this decision is to follow.



N M Ellis
DEPUTY PRESIDENT

Appearances:

Ms E Reale and Ms L Ross, for the MASSA
Mr T Lynch, for the CPSU
Mr R Moore for HSU
Ms C Saint for ANMF

Date and place of hearing:

2018
11 July
Hobart