

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019* [2020] QIRC 126

PARTIES: **State of Queensland (Queensland Health)**

and

Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland

and

Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland

and

Plumbers and Gasfitters Employees' Union Queensland, Union of Employees

and

The Electrical Trades Union of Employees, Queensland

CASE NO: CB/2020/53

PROCEEDING: Certification of Agreement

DELIVERED ON: 19 August 2020

HEARING DATE: On the Papers

HEARD AT: Brisbane

MEMBER: Power IC

ORDER: ***The Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019 is certified.***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING – application for certification of an agreement – requirements for certification – agreement certified.

LEGISLATION: *Industrial Relations Act 2016*

Reasons for Decision

- [1] On 7 August 2020, the State of Queensland (Queensland Health), pursuant to s 189 of the *Industrial Relations Act 2016* ("the Act"), made an application to certify the *Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019* ("the agreement").
- [2] The named parties to the agreement are:
- State of Queensland (Queensland Health);
 - Automotive, Metals, Engineering, Printing and Kindred Industries Industrial Union of Employees, Queensland;
 - Construction, Forestry, Mining & Energy, Industrial Union of Employees, Queensland;
 - Plumbers and Gasfitters Employees' Union Queensland, Union of Employees; and
 - The Electrical Trades Union of Employees, Queensland.
- [3] The agreement is signed by all the above-mentioned parties.
- [4] The agreement applies to:
- (a) the employer parties to the agreement listed in cl 1.3 and their employees for whom classifications and rates of pay are prescribed by the agreement;
 - (b) The Hospital and Health Services established in accordance with the *Hospital and Health Boards Act 2011* and employees for whom classifications and rates of pay are prescribed within the agreement;
 - (c) Employees of the Queensland Ambulance Service established in accordance with the *Ambulance Service Act 1991*, being employees covered by the agreement and for whom classifications and rates of pay are prescribed therein.
- [5] The application is accompanied by a copy of the agreement signed by each party.
- [6] An Affidavit was filed on 7 August 2020 by Ms Theresa Hodges, Chief Human Resources Officer, Human Resources Branch, State of Queensland (Queensland Health);
- [7] Having regard to the abovementioned affidavit:
- I am satisfied of each relevant requirement in ch 4, pt 5, div 2, sub-div 2 and ch 15A of the Act; and
 - there is nothing in the agreement which would require me to refuse to grant the application pursuant to ch 4, pt 5, div 2, sub-div 3 and ch 15A of the Act.
- [8] The application to certify the *Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019* is granted.
- [9] The *Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019* operates from the day it is certified, namely 19 August 2020.
- [10] Although the nominal expiry date of the *Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019* is 31 August 2022, it continues

to operate until it is terminated under s 227 or s 228 of the Act.

[11] I make the following order:

The Queensland Health Building, Engineering & Maintenance Services Certified Agreement (No. 7) 2019 is certified.