

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Northern Peninsula Area Regional Council Certified Agreement 2019*
[2019] QIRC 200

PARTIES: **Northern Peninsula Area Regional Council**

AND

**The Australian Workers' Union of Employees,
Queensland**

**Queensland Services, Industrial Union of
Employees**

CASE NO: CB/2019/127

PROCEEDING: Application for certification of an agreement

DELIVERED ON: 20 December 2019

HEARING DATE: 20 December 2019

HEARD AT: Brisbane

MEMBER: Merrell DP

ORDER: ***The Northern Peninsula Area Regional Council
Certified Agreement 2019 is certified.***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE
BARGAINING – Application for certification of
an agreement – requirements for certification –
Agreement certified

LEGISLATION: *Industrial Relations Act 2016*, s 189, s 227 and
s 228

APPEARANCES: Ms S. Mitanis of Local Government Association
Queensland for the Northern Peninsula Area
Regional Council

Ms M. Robertson for Queensland Services,
Industrial Union of Employees

Reasons for Decision

- [1] On 2 December 2019, the Northern Peninsula Area Regional Council ('the Applicant'), pursuant to s 189 of the *Industrial Relations Act 2016* ('the Act'), made an application to certify the *Northern Peninsula Area Regional Council Certified Agreement 2019* ('the agreement').
- [2] By cl 4 of the agreement, the named parties are the Applicant and the following employee organisations:
- The Australian Workers' Union of Employees, Queensland; and
 - Queensland Services, Industrial Union of Employees.
- [3] The agreement is signed by all the above-mentioned parties.
- [4] The agreement covers:
- the Applicant;
 - the Applicant's employees referred to in sub-cl 5.1 of the agreement; and
 - the employee organisations referred to in paragraph [2] of these reasons.
- [5] Having regard to the submissions made by the parties who appeared today and to the affidavit of Mr Graeme Gillam, Chief Executive Officer of the Applicant, filed on 2 December 2019:
- I am satisfied of each relevant requirements in ch 4, pt 5, div 2, sub-div 2 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 of the Act.
- [6] The application to certify the *Northern Peninsula Area Regional Council Certified Agreement 2019* is granted.
- [7] The *Northern Peninsula Area Regional Council Certified Agreement 2019* operates from the day it is certified, namely 20 December 2019.
- [8] Although the nominal expiry date of the *Northern Peninsula Area Regional Council Certified Agreement 2019* is 20 December 2022, it continues to operate until it is terminated under s 227 or s 228 of the Act.
- [9] I make the following order:

The Northern Peninsula Area Regional Council is certified.