

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the termination of the Maranoa Regional Council Officers Certified Agreement 2013 [2020] QIRC 018*

PARTIES: Maranoa Regional Council
and
Queensland Services, Industrial Union of Employees

CASE NO: CB/2020/1

PROCEEDING: Application for approval to terminate certified agreement after nominal expiry date

DELIVERED ON: 4 February 2020

HEARING DATE: 4 February 2020

HEARD AT: Brisbane

MEMBER: McLennan IC

ORDER: **1. *The Maranoa Regional Council Officers Certified Agreement 2013 is terminated.***

CATCHWORDS: INDUSTRIAL LAW – COLLECTIVE BARGAINING – Application for termination after nominal expiry date – Requirements for termination – Agreement terminated

LEGISLATION: *Industrial Relations Act 2016*

APPEARANCES: Ms S. Wishart of Murdoch Lawyers, and Ms N. Ward, for the Maranoa Regional Council

Mr S. Boman of Queensland Services, Industrial Union of Employees

Reasons for Decision

- [1] The Maranoa Regional Council has applied to terminate the *Maranoa Regional Council Officers Certified Agreement 2013*. It does so pursuant to s 228(1) of the *Industrial Relations Act 2016*.
- [2] The Agreement nominally expired on 31 October 2015 and the parties consent to its termination.
- [3] I have considered the affidavit of Ms Noela Ward, Manager – Organisational Development and Human Resources for Maranoa Regional Council, sworn 13 December 2019.
- [4] I am satisfied that:
- the agreement does not provide any particular conditions that must be met before it may be terminated;¹
 - the Commission is satisfied that the Maranoa Regional Council has given notice of its intention to apply to terminate the agreement;²
 - the other parties to the agreement agree to its being terminated;³ and
 - the termination of the agreement is not contrary to the public interest.⁴
- [5] On that basis, I terminate the *Maranoa Regional Council Officers Certified Agreement 2013* with effect from 4 February 2020.⁵
- [6] I make the following order:
1. **The *Maranoa Regional Council Officers Certified Agreement 2013* is terminated.**

¹ *Industrial Relations Act 2016* s 228(3).

² *Ibid* s 228(2).

³ *Ibid* s 228(3)(b)(i).

⁴ *Ibid* s 228(3)(b)(ii).

⁵ *Ibid* s 228(4).