

## Form 2 – General Application to Queensland Industrial Relations Commission

  
INDUSTRIAL REGISTRAR

13 JUL 2021

  
QUEENSLAND

*Industrial Relations Act 2016*, sections 527 and 989

*Industrial Relations (Tribunals) Rules 2011*, rule 8

### Information

Use this form for making any of the following applications to the Queensland Industrial Relations Commission:

#### ***Industrial Relations Act 2016 and Industrial Relations (Tribunals) Rules 2011***

- for the commission to deal with a general protections dispute (s 309)
- for a declaration (ss 463, 465, rr 72, and 73)
- to amend or declare void a contract (s 471, r 74)
- for an injunction (s 473, r 75)
- for an order about a demarcation dispute (s 479, r 77)
- to reopen proceedings (s 484, r 78)
- to refer a matter to the full bench (s 486(4), r 79)
- for the interpretation of an industrial instrument (s 467, r 80)
- for an order fixing minimum wages and employment conditions for apprentices and trainees (s 136(4)(b), r 149A)
- for an order about tools (s 137(3)(b), r 149B)
- for an order for employees in labour market program (s 140(3)(b), r 149C)
- for an order ensuring equal remuneration for work of equal or comparable value (s 253, r 151)
- for a compensation order (s 122(1)(b), r 154)
- for an order about severance allowance and other separation benefits (s 326, r 155)

- for order for contravention of the Industrial Relations Act 2016 (ss 269, 329, and 330, rr 185, 156, and 157)
- to make, vary, or revoke a modern award (ss 147(2)(b), and 150(3)(b), rr 160, 161, and 162)
- for a consent arbitration (s 178(1), r 169)
- to revoke or suspend authorised officer's authority (s 338(1), r 187)
- to cancel an aged or infirm person's permit (s 979(7), r 223)
- application for scope order (s 184)
- suspension or termination of protected industrial action (ss 240 and 241)

#### ***Public Interest Disclosure Act 2010 and Industrial Relations (Tribunals) Rules 2011***

- for injunction (s 48, r 81)

#### ***Work Health and Safety Act 2011 and Industrial Relations (Tribunals) Rules 2011***

- to disqualify a health and safety representative (s 65, r 84)

#### ***Workers' Compensation and Rehabilitation Act 2003 and Industrial Relations (Tribunals) Rules 2011***

- for an order that an employer reinstate an injured worker (s 232E, r 83)

Once your form has been processed the Industrial Registry will contact you and provide you with a sealed copy of your application.

**Note:** The applicant may file a **Form 20 - Affidavit** in support of the application

Practice Direction 3 of 2021 - ELECTRONIC FILING AND HARD COPIES OF DOCUMENTS. Documents which are longer than 30 pages in length must be supplied to the Industrial Registry in hard copy before it will be accepted for filing.

For further information please contact the Industrial Registry on 1300 592 987 or via email at [girc.registry@girc.qld.gov.au](mailto:girc.registry@girc.qld.gov.au)

<b>Applicant:</b>	The Australian Workers' Union Of Employees Queensland

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<b>Respondent:</b>	State Of Queensland

**PLEASE NOTE:** If there are more than two parties to this application, please complete a **Form 1 – Parties list** and file it with this form.

<b>Application</b>
This is an application to the Queensland Industrial Relations Commission, pursuant to

<b>1. Applicant</b>	
<b>Title: (please select)</b>	<input type="radio"/> Mr <input type="radio"/> Mrs <input type="radio"/> Ms <input type="radio"/> Miss <input type="radio"/> Mx <input type="radio"/> Other:
<b>Name of applicant:</b>	The Australian Workers' Union Of Employees Queensland
<b>Name of contact person:</b>	Terry McQuillan
<b>Postal address:</b>	GPO BOX 88
	Suburb/Town Brisbane City Postcode 4001
<b>Phone number:</b>	<b>Fax number:</b>
<b>Mobile number:</b>	0429 051 568
<b>Email address:</b>	terry.mcquillan@awu.org.au secretary@awu.org.au
<b>Does the applicant have a representative?</b>	
A representative might be a lawyer, a union, an agent or a family member or friend who will speak on behalf of the applicant. There is no requirement to have a representative.	
<input type="radio"/> Yes - provide representative's details below and file a Form 33 or 34	
<input type="radio"/> No	

<b>2. Applicant's representative</b>	
<b>Organisation:</b>	
<b>Name of contact person:</b>	
<b>Postal address:</b>	
	Suburb/Town Postcode
<b>Phone number:</b>	<b>Fax number:</b>
<b>Mobile number:</b>	
<b>Email address:</b>	

### 3. Respondent

The applicant must serve a copy of this application on the respondent

<b>Name of respondent:</b>	State Of Queensland		
<b>Name of contact person:</b>	Tony James		
<b>Postal address:</b>	GPO BOX 69		
	Suburb/Town	Brisbane	Postcode 4001
<b>Phone number:</b>	3406 9873	<b>Fax number:</b>	
<b>Mobile number:</b>	0427 147 323		
<b>Email address:</b>	tony.james@oir.qld.gov.au		

### 4. Details of decision sought

1000 character limit. (Note: If more than 1000 characters are required please attach a schedule.)

1. To make a general ruling amending all state awards by 2.5% wage adjustment.
2. To make a general ruling amending all staTEW Awards by increasing existing award allowances which relate to work or conditions which have not changed in service by 2.5%.
3. Increase the Queensland Minimum wage as it applies to all employees by 2.5%.
4. Determine the above operative from 1 September 2021.

## 5. Grounds of Application

*Set out the reasons for the application in consecutively numbered paragraphs. (Note: if more than 5000 characters are required please attach a schedule)*

1. The Australian Workers' Union of Employees ,Queensland seeks a general ruling pursuant to section 458 of the Industrial Relations Act 2016.
2. The quantum sought in the application is the same as brought down by the Fair Work Commission in the Annual Wage review 2020-2021 on 16 June 2021.
3. The general ruling sought would increase wages in all awards; work related allowances which have not changed in service increments; and the Queensland minimum wage by 2.5%.
- 4 The application seeks an operative date for the above of 1 September 2021 in line with previous practice of the Commission in relation to the State Wage Cases.
5. In previous cases of this nature, written submissions have been required to be filed and served.
- 6.The applicant seeks directions from the Commission in this matter.

6. Signature of applicant or representative	
<b>Signature:</b>	
<b>Name in full (please print):</b>	Stephen Baker
<b>Date:</b>	13 / 07 / 2021