

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

CITATION: *In the making of the Office of the Queensland Ombudsman Certified Agreement 2022 [2023] QIRC 177*

PARTIES: **Office of the Queensland Ombudsman**
AND
Together Queensland, Industrial Union of Employees

CASE NO.: CB/2023/56

PROCEEDING: Application for certification of an agreement

DELIVERED ON: 14 June 2023

HEARING DATE: 14 June 2023

HEARD AT: Brisbane

MEMBER: Merrell DP

ORDER: ***The Office of the Queensland Ombudsman Certified Agreement 2022 is certified.***

CATCHWORDS: INDUSTRIAL LAW - QUEENSLAND - AGREEMENTS - application for certification of an agreement - requirements for certification - agreement certified

LEGISLATION: *Industrial Relations Act 2016*, s 189, ch 4, pt 5, div 2, sub-divs 2 and 3, s 227 and s 228

APPEARANCES: Ms L. Robertson and Mr D. Hitchens for the Office of the Queensland Ombudsman.

Mr M. Thomas for Together Queensland, Industrial Union of Employees.

Reasons for Decision

- [1] On 31 May 2023, the Office of the Queensland Ombudsman ('the Applicant'), pursuant to s 189 of the *Industrial Relations Act 2016* ('the Act'), made an application to certify the *Office of the Queensland Ombudsman Certified Agreement 2022* ('the agreement').

- [2] The named parties to the agreement are the Applicant and Together Queensland, Industrial Union of Employees.
- [3] The agreement is signed by all the above-mentioned parties.
- [4] The agreement applies to:
- the Applicant;
 - persons employed by the Applicant under the *Ombudsman Act 2001*; and
 - Together Queensland, Industrial Union of Employees.
- [5] The agreement does not apply to:
- the Queensland Ombudsman; and
 - Senior Executives and Senior Officers (or their equivalents) engaged under the *Ombudsman Act 2011*.
- [6] Having regard to the submissions made by the parties who appeared today and to the affidavit of Ms Leanne Robertson, Executive Director, Corporate Strategy, of the Applicant, filed on 31 May 2023:
- I am satisfied of each relevant requirement 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.
- [7] The application to certify the *Office of the Queensland Ombudsman Certified Agreement 2022* is granted.
- [8] The *Office of the Queensland Ombudsman Certified Agreement 2022* operates from 31 May 2023.
- [9] Although the nominal expiry date of the *Office of the Queensland Ombudsman Certified Agreement 2022* is 31 October 2025, it continues to operate until it is terminated under s 227 or s 228 of the Act.
- [10] I make the following order:

The *Office of the Queensland Ombudsman Certified Agreement 2022* is certified.