



CASE

Case number(s)	494/2019 – 496/2019 – 497/2019 – 499/2019 – 500/2019 – 503/2019 – 504/2019 – 505/2019 – 506/2019
Matter	Triennial Review of Awards: <i>Section 99 Fair Work Act 1994 (SA)</i>
Date	25 March 2019

STATEMENT

Pursuant to section 99(2)(b) of the Fair Work Act (SA), notices were placed in the Advertiser newspaper on 18 February 2019, advising that the Tribunal was conducting a review of the following industrial awards:

1. South Australian Municipal Salaried Officers Award
2. Local Government Employees Award
3. Cemetery Employees (SA Authorities) Award
4. Caretakers and Cleaners Award
5. SA Public Sector and Local government Entities Clerks Award
6. Health Recreation and Fitness Awards
7. Local Government Health Services Award
8. Local Government Cafes, Restaurants and Snack Bars Award
9. Nurses (South Australian Local Government Sector) Award

Interested parties were advised that submissions could be made or attendance be welcome at a scheduled Initial Directions Hearing. The Tribunal conducted such an Initial Directions Hearing on Monday 18 March 2019. A number of interested parties attended the Hearing.

Prior to the Hearing the Tribunal had been contacted by a representative of the Local Government Association (LGA) expressing an interest to 'reduce the number of applicable awards to our sector'. At the Hearing on 18 March 2019, the representative on behalf of the LGA confirmed that the LGA was not now seeking such an approach.

Recognising that these nine named awards have an applicability to the Local Government sector and that the purpose of Triennial Reviews of awards must be in accordance with both section 99 and section 3(1)(e) of the Act, the Tribunal will propose to take a two-step approach in exploring the potential to minimise, merge and/or condense the awards named as part of the s99 Triennial Review.

DIRECTIONS

The Tribunal hereby directs that:

- 1 A party wishing to submit that a particular award or awards named in this Statement and Directions has the potential to be minimised, condensed and/or merged in any way will file an affidavit identifying:
 - (i) the award/s;
 - (ii) the classification of the employees said to be bound by the award(s); and
 - (iii) any proposals or details to minimise, condense and/or merge those named awards.

Such affidavits and associated submissions will be filed by close of business on **Monday 22 April 2019**.

All documents provided electronically will be posted on the Tribunal's 'Current Notices' website page via <https://www.saet.sa.gov.au/resources/current-notice/>. This will enable parties to have general access to material associated with the reviews and to avoid the necessity for extensive service of documents. Any party seeking an original of a document should direct such request to the filing party.

- 2 A party wishing to make a general submission and/or response to any submissions filed in accordance with Direction 1, will file an affidavit and associated submissions by close of business on **Monday 27 May 2019**.

It should be noted that this second stage of submissions is designed to enable interested parties to both comment on any submissions received in accordance with Direction 1 **and** to make any general submissions regarding the Triennial Review.

- 3 All submissions and affidavits are to be provided electronically to the Tribunal at saet@sa.gov.au.

Commissioner	Chris Aikens
Signature	
Date	26 March 2019

