

# NOTICE

## REVIEW OF SCOPE CLAUSES OF AWARDS UNDER SECTION 37D OF THE INDUSTRIAL RELATIONS ACT 1979

Notice is given of applications on the motion of the Western Australian Industrial Relations Commission to review the scope clauses of the following private sector awards with a view to varying those awards in accordance with s 37D of the *Industrial Relations Act 1979*. The awards concerned are:

CICS 5/2022	Restaurant, Tearoom and Catering Workers' Award
CICS 6/2022	Clerks (Unions and Labour Movement) Award 2004
CICS 7/2022	Clerks (Timber) Award
CICS 8/2022	Clerks (Racing Industry - Betting) Award 1978
CICS 9/2022	Shop and Warehouse (Wholesale and Retail Establishments) State Award 1977
CICS 10/2022	Clerks (Hotels, Motels and Clubs) Award 1979
CICS 11/2022	Building Trades (Construction) Award 1987
CICS 12/2022	Clerks (Grain Handling) Award 1977
CICS 13/2022	Hairdressers Award 1989
CICS 14/2022	Clerks (Customs and/or Shipping and/or Forwarding Agents) Award
CICS 15/2022	Metal Trades (General) Award
CICS 16/2022	Contract Cleaners Award, 1986
CICS 17/2022	Clerks (Bailiffs Employees) Award 1978
CICS 18/2022	Farm Employees' Award 1985
CICS 19/2022	Clerks (Accountants Employees) Award 1984
CICS 20/2022	Transport Workers (General) Award No. 10 of 1961
CICS 21/2022	Clerks (Commercial, Social and Professional Services) Award No. 14 of 1972
CICS 22/2022	Clerks (Wholesale and Retail Establishments) Award No 38 of 1947

Sections 37D(1) to (4) provide that the Commission may vary the scope of private sector awards of its own motion as follows:

- (1) Except as provided in this section, the Commission may vary the scope of a private sector award of its own motion.
- (2) A variation must not be made in relation to —
  - (a) an application under section 50(2) that does not seek the variation of the scope of the private sector award; or
  - (b) a State Wage order under section 50A.
- (3) A variation must specify that the scope of the private sector award extends to and binds —
  - (a) employers of a class or classes specified in the award, whether or not the employers are also specified by name in the award; and
  - (b) employees —
    - (i) of employers referred to in paragraph (a); and
    - (ii) of a class or classes specified in the award.

- (4) For the purposes of subsection (3)(a) and (b)(ii), the class may be described by reference to —
- (a) a particular industry or part of an industry; or
  - (b) a particular kind of work.

A For Mention and Directions hearing will be listed by the Commission in Court Session:

On: Wednesday, 14 September 2022

At: 10:30 AM

At: Western Australian Industrial Relations Commission  
Level 18, 111 St Georges Terrace, Perth WA 6000

Any person wishing to appear at this hearing should provide notice to the Registrar by no later than Wednesday, 7 September 2022. For further information please contact the Associate to Chief Commissioner Kenner by email at [isla.gibson@wairc.wa.gov.au](mailto:isla.gibson@wairc.wa.gov.au)

S. BASTIAN  
REGISTRAR

24 August 2022