

**NOTICE OF INTENTION TO NEGOTIATE AN ENTERPRISE AGREEMENT
UNDER THE *FAIR WORK ACT 1994 (SA)***

**TO EMPLOYEES COVERED BY THE SOUTH AUSTRALIAN PUBLIC SECTOR WAGES
PARITY ENTERPRISE AGREEMENT: WEEKLY PAID 2022**

TAKE NOTICE that the Chief Executive, Attorney-General's Department proposes to begin negotiations for a new enterprise agreement.

The proposed date and time for commencement of negotiations is **Tuesday 30 July 2024 at 2.00pm**.

The proposed place for commencement of negotiations is **Pilgrim Hall (Pilgrim Uniting Church, 12 Flinders Street, Adelaide)**.


It is proposed that the enterprise agreement will bind employees who are covered by clause 4 and Appendix 2 of the *South Australian Public Sector Wages Parity Enterprise Agreement: Weekly Paid 2022*, and who:

- are employed in a category described in List 1 of Attachment A of this Notice;
- are employed in a SA Public Sector agency in List 2 of Attachment A of this Notice; and
- are not employed in a position, or in an organisation, division or entity identified in Attachment B.

Employees have the right to be represented in the negotiation of, and in any proceedings for, the approval of the enterprise agreement by an employee association registered under the *Fair Work Act 1994* or another agent of their choice.

Employees to be involved in these negotiations can gain access to a copy of the current Enterprise Agreement and the applicable Award by contacting the Human Resources section of the agency in which they are employed, or through the South Australian Employment Tribunal's internet address: <https://www.saet.sa.gov.au>

Employees should note that under the *Fair Work Act 1994*, your employer is bound to provide you with a copy of your Award upon request, unless you have previously requested a copy in the last 12 months or your employer has been relieved of the obligation to provide a copy by the South Australian Employment Tribunal.



10 July 2024

Brendan Duffy
A/Director, Enterprise Bargaining
Industrial Relations and Policy Branch
Attorney-General's Department
For the Chief Executive, Attorney-General's Department
(as declared employer pursuant to the *Fair Work (General) Regulations 2009*)

ATTACHMENT A

LIST 1

EMPLOYMENT CATEGORIES

(however described)

included in the proposed negotiations for the proposed enterprise agreement

- Chauffeur
- Child Care Worker (including Professional Level and Coordinator)
- Disability Services Officer
- Stores Employee
- Marine Research Vessel Employee
- Construction and Maintenance Employee
- Health Ancillary Employee
- Printing Employee
- Government Services Employee
- Transport Worker

ATTACHMENT A

LIST 2

SA PUBLIC SECTOR AGENCIES

(however described)

included in the proposed negotiations for the proposed enterprise agreement

- Department for Correctional Services
- Department for Child Protection
- Department for Environment and Water
- Department of Education
- Department for Health and Wellbeing (including health services and incorporated hospitals under the *Health Care Act 2008*)
- Department of Primary Industries and Regions
- Department of Human Services
- Department of State Development (formerly Department for Industry, Innovation and Science)
- Department for Innovation and Skills
- Department for Infrastructure and Transport
- Department of the Premier and Cabinet
- Department for Housing and Urban Development (formerly Department for Trade and Investment)
- South Australia Police
- Department of Treasury and Finance
- History Trust of South Australia
- Regional Landscape Boards
- South Australian Country Fire Service
- South Australian Fire and Emergency Services Commission
- South Australian Metropolitan Fire Service
- South Australian State Emergency Service
- South Australian Tourism Commission
- TAFE SA
- Any other administrative unit (or attached office) as may be established or renamed from time to time pursuant to the *Public Sector Act 2009*.
- Such additional "Other Agency/ies" as may from time to time during the life of the enterprise agreement be included herein with the approval of the Tribunal.

ATTACHMENT B

GROUPS NOT INCLUDED IN THE PROPOSED NEGOTIATIONS FOR THE PROPOSED ENTERPRISE AGREEMENT

The enterprise agreement will not be binding on persons appointed, employed or holding a position:

- As Chief Executive, Chief Executive Officer or Executive, whether appointed pursuant to the *Public Sector Act 2009* (or predecessor Act) or not (except that the Agreement shall be binding on the Chief Executive, Attorney-General's Department in the capacity as the declared employer of the public employees pursuant to the *Fair Work Act 1994*);
- Subject to a contract (whether at common law or pursuant to statute) which specifies a salary at or above South Australian Executive Service level 1 (unless the employee is employed in a position that has a classification specified in Appendix 2:Parity Wages);
- Subject to a contract (whether at common law or pursuant to statute) which contains a provision providing for a review of salary during the period of the contract;
- Subject to an Award or agreement pursuant to the *Fair Work Act 2009* (Cth);
- Pursuant to the *Police Act 1998* (including those persons whose appointment or employment is continued pursuant to that Act but excluding employees engaged pursuant to clause 4.16 of the *Police Officers Award*);
- Whose remuneration is fixed pursuant to the *Remuneration Act 1990*;
- As an employee or officer employed under the provisions of the *Electoral Act 1985*;
- As Aboriginal Education Workers whose employment is subject to the *Aboriginal Education Workers Award*;
- As Early Childhood Workers whose employment is subject to the *Early Childhood Workers Award*;
- As Firefighters employed by the South Australian Metropolitan Fire Service;
- As Hourly Paid Instructors;
- As Lecturer and Lecturer related employees whose employment is subject to the *TAFE (Education Staff) Interim Award*;
- As Managers Legal Services (Attorney-General's Department/ Crown Solicitor's Office/Legal Services Commission);
- As Ministerial Contract employees;
- As Nurses/Midwives;
- As Personal Assistants to Members of the South Australian Parliament;

- As Officers of the Parliament of SA (including employees of the Joint Parliamentary Services Committee);
- As Salaried Medical Officers, Visiting Medical Specialists or Clinical Academics;
- As School Services Officers;
- As Statutory Office Holders;
- As School Bus drivers in the Department of Education;
- As Teachers (including teachers holding or employed in other positions where the teacher continues to be entitled to payment as a teacher);
- As Trainees who are undertaking a training contract as defined by the *Training and Skills Development Act 2008*;
- As an employee who is subject to the *SA Ambulance Service Enterprise Agreement 2022* (or successor);
- As a salaried employee covered by the *South Australian Modern Public Sector Enterprise Agreement: Salaried 2021* (or successor);
- As a weekly paid employee covered by the *South Australian Public Sector Wages Parity Enterprise Agreement (Plumbing, Metal and Building Trades Employees) 2023* (or successor).

ORGANISATIONS, DIVISIONS AND ENTITIES NOT INCLUDED IN THE PROPOSED NEGOTIATIONS FOR THE PROPOSED ENTERPRISE AGREEMENT

- Adelaide Cemeteries Authority
- Adelaide Festival Centre Trust
- Adelaide Venue Management Corporation
- Funds SA
- Homestart Finance
- Independent Commission Against Corruption
- Parliament of SA (including the Joint Parliamentary Services Committee)
- SA Film Corporation
- SA Forestry Corporation
- SA Water Corporation
- State Opera of SA
- State Theatre Company
- Rail Commissioner
- West Beach Trust
- ReturntoWork SA
- Non Budget Funded Public Sector Organisations not specifically named