Australian Government
Department of Education, Employment and Workplace Relations

Our Ref 31781

Mr D Wigan
Commercial Manager
Queensland Glass Pty Ltd
Po Box 253
CANNON HILL QLD 4170

RECEIVED
14 JUN 2011
BY:

Dear Mr Wigan

I refer to your submission of 2 June 2011 in which you requested the Department's advice about whether the industrial arrangements, as noted in your request, are compliant with the National Code of Practice for the Construction Industry (the Code) and the Australian Government Implementation Guidelines.

The approved *Fair Work Act 2009* (FW Act) Agreement of Queensland Glass Pty Ltd has been assessed against the Guidelines and is Code Compliant.

The Queensland Glass Pty Ltd Employee Collective Agreement 2010

I consider the Queensland Glass Pty Ltd Employee Collective Agreement 2010 to be compliant with all versions of the Guidelines.

In assessing approved FW Act agreements under the Guidelines, primacy is given to the section of the Guidelines that requires compliance with, amongst other things, relevant legislation and industrial instruments (section 8.1.1 of the 2006 Guidelines and section 6.1.1 of the 2009 Guidelines).

On this basis, in relation to agreements made under the FW Act, to be considered compliant with the Guidelines parties must comply with their FW Act agreement and with any elements of the relevant Guidelines that do not conflict with their agreement, including in relation to the practical on-site application of these.

Please note this assessment only applies to industrial instruments detailed above. Should the workplace arrangements vary (for example because of new agreements or by the making of any unregistered written agreements) a further assessment will be required.

The Office of the Australian Building and Construction Commissioner monitors behaviour on sites to which the Code and Guidelines apply, and investigates any alleged breaches of them.

You may obtain a copy of the Guidelines from www.deewr.gov.au/building.

For general information regarding the implications of the workplace reforms for your industrial arrangements you can contact the Fair Work Infoline on 13 13 94.

If you have any further questions please feel free to contact the National Code Assessment Hotline on 1300 731 293 or email: (building@deewr.gov.au).

Yours sincerely

Brad Bretland
Assistant Director
Building Industry Safety and Policy Branch
Workplace Relations Implementation and Safety Group

8 June 2011