

THE WESTERN AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION
Level 17, 111 St Georges Terrace, Perth
Ph: (08) 9420 4444

Application No. CICS 9 of 2023

**APPLICATION FOR ORDERS PURSUANT TO SECTION 72A(2) OF THE
INDUSTRIAL RELATIONS ACT 1979 FOR THE RIGHT OF AN ORGANISATION
TO REPRESENT, TO THE EXCLUSION OF ANOTHER ORGANISATION, THE
INDUSTRIAL INTERESTS OF ALL OUTSIDE EMPLOYEES EMPLOYED IN
SPECIFIED LOCAL GOVERNMENT ENTERPRISES**

NOTICE is given that an application has been made to the Commission in Court Session by the Western Australian Municipal, Administrative, Clerical and Services Union of Employees pursuant to section 72A of the *Industrial Relations Act 1979* (WA). This application is matter no. CICS 9 of 2023 (**section 72A application**).

The Western Australian Municipal, Administrative, Clerical and Services Union of Employees seeks orders of the Commission in Court Session pursuant to section 72A(2)(a) of the *Industrial Relations Act 1979* (WA) that it has the right, to the exclusion of The Construction, Forestry, Mining and Energy Union of Workers, to represent under the *Industrial Relations Act 1979* (WA) the industrial interests of all outside employees employed in the enterprises listed in **Schedule A** who are eligible for membership of the Western Australian Municipal, Administrative, Clerical and Services Union of Employees.

The Western Australian Municipal, Administrative, Clerical and Services Union of Employees also seeks orders of the Commission in Court Session pursuant to section 72A(2)(c) of the *Industrial Relations Act 1979* (WA) that The Construction, Forestry, Mining and Energy Union of Workers does not have the right to represent under the *Industrial Relations Act 1979* (WA) the industrial interests of any outside employees employed in the enterprises listed in **Schedule A** who are eligible for membership of the organisation.

This matter will be listed for hearing before the Commission in Court Session on a date to be fixed, which is not to be before the expiration of 30 days from the day on which this notice is first published.

This application may be inspected by appointment at Level 17, 111 St Georges Terrace, Perth by any interested person without charge.

Pursuant to regulation 73(2) of the *Industrial Relations Commission Regulations 2005* (WA), any person who wishes to be heard in relation to this application must lodge an application on a *Form 1A – Multipurpose Form* at least 10 days before the hearing of the section 72A application and set out in detail the grounds on which the person claims sufficient interest to be heard in relation to the section 72A application. A *Form 1A – Multipurpose Form* is available on the Commission's website at www.wairc.wa.gov.au under Applications and Forms.

A handwritten signature in blue ink, appearing to read 'S Bastian', with a stylized, cursive script.

S BASTIAN
REGISTRAR

3 November 2023

SCHEDULE A – LIST OF LOCAL GOVERNMENT ENTERPRISES

1. City of Albany
2. City of Armadale
3. Shire of Ashburton
4. Shire of Augusta Margaret River
5. Town of Bassendean
6. City of Bayswater
7. City of Belmont
8. Shire of Beverley
9. Shire of Boddington
10. Shire of Boyup Brook
11. Shire of Bridgetown-Greenbushes
12. Shire of Brookton
13. Shire of Broome
14. Shire of Broomehill-Tambellup
15. Shire of Bruce Rock
16. City of Bunbury
17. City of Busselton
18. Town of Cambridge
19. City of Canning
20. Shire of Capel
21. Shire of Carnamah
22. Shire of Carnarvon
23. Shire of Chapman Valley
24. Shire of Chittering
25. Town of Claremont
26. City of Cockburn
27. Shire of Collie
28. Shire of Coolgardie
29. Shire of Coorow
30. Shire of Corrigin
31. Town of Cottesloe
32. Shire of Cranbrook
33. Shire of Cuballing
34. Shire of Cue
35. Shire of Cunderdin
36. Shire of Dalwallinu
37. Shire of Dandaragan
38. Shire of Dardanup
39. Shire of Denmark
40. Shire of Derby-West Kimberley
41. Shire of Donnybrook-Balingup
42. Shire of Dowerin
43. Shire of Dumbleyung
44. Shire of Dundas
45. Town of East Fremantle
46. Shire of East Pilbara
47. Shire of Esperance
48. Shire of Exmouth

49. City of Fremantle
50. Shire of Gingin
51. Shire of Gnowangerup
52. Shire of Goomalling
53. City of Gosnells
54. City of Greater Geraldton
55. Shire of Halls Creek
56. Shire of Harvey
57. Shire of Irwin
58. Shire of Jerramungup
59. City of Joondalup
60. City of Kalamunda
61. City of Kalgoorlie-Boulder
62. City of Karratha
63. Shire of Katanning
64. Shire of Kellerberrin
65. Shire of Kent
66. Shire of Kojonup
67. Shire of Kondinin
68. Shire of Koorda
69. Shire of Kulin
70. City of Kwinana
71. Shire of Lake Grace
72. Shire of Laverton
73. Shire of Leonora
74. City of Mandurah
75. Shire of Manjimup
76. Shire of Meekatharra
77. City of Melville
78. Shire of Menzies
79. Shire of Merredin
80. Shire of Mingenew
81. Shire of Moora
82. Shire of Morawa
83. Town of Mosman Park
84. Shire of Mount Magnet
85. Shire of Mount Marshall
86. Shire of Mukinbudin
87. Shire of Mundaring
88. Shire of Murchison
89. Shire of Murray
90. Shire of Nannup
91. Shire of Narembeen
92. Shire of Narrogin
93. City of Nedlands
94. Shire of Ngaanyatjaraku
95. Shire of Northam
96. Shire of Northampton
97. Shire of Nungarin
98. Shire of Peppermint Grove

99. Shire of Perenjori
100. City of Perth
101. Shire of Pingelly
102. Shire of Plantagenet
103. Town of Port Hedland
104. Shire of Quairading
105. Shire of Ravensthorpe
107. Shire of Sandstone
108. Shire of Serpentine-Jarrahdale
109. Shire of Shark Bay
110. City of South Perth
111. City of Stirling
112. City of Subiaco
113. City of Swan
114. Shire of Tammin
115. Shire of Three Springs
116. Shire of Toodyay
117. Shire of Trayning
118. Shire of Upper Gascoyne
119. Town of Victoria Park
120. Shire of Victoria Plains
121. City of Vincent
122. Shire of Wagin
123. Shire of Wandering
124. City of Wanneroo
125. Shire of Waroona
126. Shire of West Arthur
127. Shire of Westonia
128. Shire of Wickpin
129. Shire of Williams
130. Shire of Wiluna
131. Shire of Wongan-Ballidu
132. Shire of Woodanilling
133. Shire of Wyalkatchem
134. Shire of Wyndham-East Kimberley
135. Shire of Yalgoo
136. Shire of Yilgarn
137. Shire of York
138. Bunbury Harvey Regional Council
139. Eastern Metropolitan Regional Council
140. Mindarie Regional Council
141. Murchison Regional Vermin Council
142. Resource Recovery Group
143. Rivers Regional Council
144. Tamala Park Regional Council
145. Western Metropolitan Regional Council