



Australian Government
Workplace Authority

Note:
This letter applies to all 18
Victorian TAFE employers.
It only mentions BRIT
because it is the first mentioned
employer in the MBA.
Jim Andrews VTA 12/6/09



Human Resources Manager
BENDIGO REGIONAL INSTITUTE OF TAFE
Victorian Tafe Association Level 3 478 Albert St
EAST MELBOURNE VIC 3002

NOTICE UNDER SECTION 346M OF THE *WORKPLACE RELATIONS ACT 1996*

Your union collective agreement has passed the no-disadvantage test

Date of Issue of this Notice: 10 June 2009
Agreement Number: 096107790
Employer Name: BENDIGO REGIONAL INSTITUTE OF TAFE,
74802942886
Agreement Name: VICTORIAN TAFE TEACHING STAFF
MULTI-BUSINESS AGREEMENT 2009
Reference Instrument(s): TAFE Teachers Conditions Of Employment (Victoria)
Award 2002

Decision

- Your union collective agreement has passed the no-disadvantage test.
- • Your union collective agreement will start operating on the seventh day after the date of issue of this notice.

→ The employer must take reasonable steps to give copies of this letter to all employees whose employment is subject to the agreement at the time the employer receives this letter. An employer may be liable for a fine of up to \$3,300 (for an individual) or up to \$16,500 (for a corporation) if the employer doesn't do this as soon as they can.

The union(s) party to this agreement will also be sent a copy of this letter.

Attached is some information about the no-disadvantage test and the Australian Fair Pay and Conditions Standard. If you have further questions concerning this notice visit our website at www.workplaceauthority.gov.au or contact the Workplace Infoline on 1300 363 264.

Please retain a copy of this notice for your records.

Workplace Authority

The no-disadvantage test

The no-disadvantage test ensures that a workplace agreement does not reduce the overall terms and conditions of employment of any employee whose employment is subject to the agreement when compared with a reference instrument.

What is a reference instrument?

For an employee who is or will be subject to a collective agreement a reference instrument will generally be a relevant general instrument. A relevant general instrument may be an award, certain transitional awards and common rule awards in Victoria or a notional agreement preserving a state award (NAPSA) that applies to the same kind of work as that performed under the collective agreement and that was binding on the employer immediately before the agreement was lodged (or would have been binding but for another industrial award or agreement). In addition, a State or Territory long service leave law may be taken to be a reference instrument relating to an employee if it applied to the employee immediately before the agreement was lodged. If there is no reference instrument (other than an applicable long service leave law) an award may be designated by the Workplace Authority for the purposes of conducting the no-disadvantage test.

When does an agreement pass the no-disadvantage test?

A workplace agreement will pass the no-disadvantage test if the Workplace Authority Director is satisfied that on balance, the agreement does not reduce the overall terms and conditions of employment of any employee whose employment is subject to the agreement when compared with the reference instrument. A workplace agreement will be taken to pass the no-disadvantage test if there is no reference instrument (including no designated award and no applicable State or Territory long service leave law) in relation to any employee(s) whose employment is subject to the agreement.

When does my workplace agreement come into operation?

In the case of an ITEA made with a new employee, an employer greenfields agreement or a union greenfields agreement, the agreement came into operation on the day it was lodged with the Workplace Authority. In the case of an ITEA with an existing employee, an employee collective agreement or a union collective agreement, the agreement will start operating on the seventh day after the date of issue of the notice from the Workplace Authority advising that the agreement has passed the no-disadvantage test.

Application of the Australian Fair Pay and Conditions Standard

The Australian Fair Pay and Conditions Standard (the Standard) applies to all employers and employees who make workplace agreements. As a result, the Workplace Authority conducts the no-disadvantage test on the basis that the minimum entitlements of the Standard are included in the agreement. Workplace agreements which contain provisions that are drafted to provide entitlements that are less than the Standard may be referred to the Workplace Ombudsman for investigation. Penalties of up to \$6,600 (for an individual) and \$33,000 (for a corporation) may be imposed if an employer does not comply with the Standard.

More detailed information on the no-disadvantage test and the Standard can be found on the Workplace Authority's website www.workplaceauthority.gov.au. Information can also be obtained by contacting the Workplace Infoline on 1300 363 264.

English

This receipt was issued by the Workplace Authority and provides information about workplace agreements. If you cannot read English and need help to understand this information, please call the Workplace Authority through the Translating and Interpreting Service on 13 14 50. This telephone interpreting service will be paid for by the Workplace Authority.

Arabic

هذا الإصدار صادر من Workplace Authority (سلطة أماكن العمل) وهو يعرض معلومات عن اتفاقيات مكان العمل. إذا كنت لا تستطيع قراءة اللغة الإنكليزية واحتجت لمساعدة في فهم هذه المعلومات، يرجى الاتصال بـ Workplace Authority عن طريق خدمة الترجمة الحظية والشفهية على الرقم 13 14 50. وستقوم Workplace Authority بدفع رسوم خدمة الترجمة الشفهية الهاتفية هذه.

Chinese

此收據由工作場所管理局(Workplace Authority)簽發，其中提供了有關工作場所協議的信息。如果您不能閱讀英文而需要幫助了解此資料，請致電13 14 50，透過翻譯及傳譯服務處與Workplace Authority聯絡。該電話傳譯服務之費用將由Workplace Authority支付。

Croatian

Ovu potvrdu je izdala Workplace Authority (Uprava za radne odnose) i u njoj se navode informacije o radnim ugovorima (workplace agreements). Ako ne možete čitati engleski i trebate pomoć kako biste razumjeli ove informacije, molimo nazovite Workplace Authority preko Službe prevoditelja i tumača (Translating and Interpreting Service) na broj 13 14 50. Usluge službe tumača plaća Workplace Authority.

Farsi

این رسید توسط Workplace Authority (اداره مسئول امور محل کار) صادر شده و اطلاعاتی درباره توافق های محل کار ارائه می دهد. اگر شما نمی توانید انگلیسی بخوانید و برای فهمیدن این اطلاعات کمک نیاز دارید، خواهشمند است از طریق خدمات ترجمه کتبی و شفاهی با شماره 13 14 50 به Workplace Authority تلفن کنید. هزینه این سروس ترجمه تلفنی را Workplace Authority خواهد پرداخت.

Filipino

Ang resibong ito ay ipinalabas ng Workplace Authority (Tagapamahala sa Pinagtatrabahang Lugar) at nagbibigay ng impormasyon tungkol sa mga kasunduan sa pinagtatrabahuhan. Kung hindi kayo nakababasa ng Ingles at kailangan ninyo ng tulong upang maintindihan itong impormasyon, pakitawagan ang Workplace Authority sa pamamagitan ng Serbisyo ng Tagasalinwika at Interpretre (Translating and Interpreting Service) sa 13 14 50. Ang serbisyo ng pagsasalinwika sa telepono ay babayaran ng Workplace Authority.

Greek

Αυτή η απόδειξη εκδόθηκε από το Workplace Authority (Αρχή Εργασιακών Χώρων) και παρέχει πληροφορίες σχετικά με τις συμβάσεις εργασιακού χώρου. Αν δεν μπορείτε να διαβάσετε Αγγλικά και χρειάζεστε βοήθεια για να καταλάβετε αυτές τις πληροφορίες, παρακαλείστε να τηλεφωνήσετε στο Workplace Authority μέσω της Υπηρεσίας Μεταφραστών και Διερμηνέων (Translating and Interpreting Service) στο 13 14 50. Αυτή η τηλεφωνική υπηρεσία διερμηνέων θα πληρώνεται από το Workplace Authority.

Indonesian

Tanda terima ini dikeluarkan oleh Workplace Authority (Otoritas Tempat Kerja) dan memberi informasi tentang persetujuan tempat kerja. Jika Anda tidak dapat membaca bahasa Inggris dan perlu bantuan untuk memahami informasi ini, silakan telepon Workplace Authority melalui Translating and Interpreting Service (Pelayanan Penerjemahan dan Juru Bahasa) nomor 13 14 50. Pelayanan juru bahasa lewat telepon ini akan dibayar oleh Workplace Authority.

Italian

La presente ricevuta è stata rilasciata dalla Workplace Authority e contiene informazioni sui contratti di lavoro aziendali. Se non siete in grado di leggere l'inglese e avete bisogno di assistenza per comprendere queste informazioni, chiamate la Workplace Authority servendovi del servizio traduzioni e interpreti al numero 13 14 50. Il costo di questo servizio interpreti sarà a carico della Workplace Authority.

Khmer

វិក្កយបត្រនេះចេញដោយ Workplace Authority (អាជ្ញាធរគ្រប់គ្រងទីកន្លែងធ្វើការ) ហើយផ្តល់ព័ត៌មានស្តីពីកិច្ចព្រមព្រៀងលើការងារ។ ប្រសិនបើលោកអ្នកមិនអាចអានភាសាអង់គ្លេសទេ ហើយត្រូវការជំនួយដើម្បីច្បាស់យល់ខ្លឹមសារនៃព័ត៌មាននេះ សូមទូរស័ព្ទទៅ Workplace Authority តាមរយៈកិច្ចបំរើបកប្រែភាសាសរសេរ និងភាសាសិល្បឃរលេខ 13 14 50 អាជ្ញាធរ Workplace Authority នឹងបំរើជូនព្រោះការប្រើកិច្ចបំរើបកប្រែភាសាតាមទូរស័ព្ទនេះ។

Korean

본 Workplace Authority (정수중은 직장 관리국)에서 발행한 것으로서 직장 협약에 관한 정보가 실려 있습니다. 영어 읽기에 어려움이 있으셔서 본 정보를 이해하는데 도움이 필요하시면 통번역 서비스를 지원해 드리는 TIS, 전화 13 14 50번을 통해 Workplace Authority로 문의하시기 바랍니다. 전화 통역 서비스 비용은 Workplace Authority가 부담합니다.

Lao

ບັງຄັບສັນຍາ ພົມອອກໂທ້ໂຍ Workplace Authority (ກົມຄອບຄຸມສະຖານທີ່ເຮັດວຽກ) ແລະ ໂຕ້ຊ້ອນ ກຽວກັບສັນຍາການເຮັດວຽກ. ຖ້າທ່ານບໍ່ສາມາດອ່ານໂຕ້ໂດ້ ແລະ ຕ້ອງການຄວາມຊ່ວຍເຫຼືອໃນການອະ ພິບາຍສັນຍາກ່ຽວກັບ ກະຊວງໂລກະສັບທາ ຫ້ອງການຂອງກົມ Workplace Authority ໂດຍບໍ່ມີຄ່າ ພະຍາຍາມ ແລະ ພະລາສາ ຕາມໂທລະສັດເລກ 13 14 50. ກົມ Workplace Authority ຈະບໍ່ມີຜູ້ຈ່າຍ ຕໍາໂທລະສັດໂຍງ.

Macedonian

Oваа potvrda ja izdala Workplace Authority (Upravata za работни организации) и таа содржи информации за работните спогодби. Ако не можете да читате текстови на англиски јазик и ако ви треба помош да ги разберете овие информации, ве

молиме телефонирајте во Workplace Authority преку Службата за писмено и усмено преведување (Translating and Interpreting Service) на 13 14 50. За ова преведување преку телефон ќе плати Workplace Authority.

Malay

Resit ini dikeluarkan oleh Workplace Authority (Lembaga Tempa Kerja) dan memberi maklumat mengenai perjanjian tempat kerja. Jika anda tidak membaca bahasa Inggeris dan memerlukan bantuan untuk memahami maklumat ini, sila telefon Workplace Authority melalui Perkhidmatan Penerjemahan dan Jurubahasa pada nombor 13 14 50. Perkhidmatan jurubahasa telefon ini akan dibayar oleh Workplace Authority.

Polish

Niniejszy dokument wydany został przez Workplace Authority (Urząd ds. Zatrudnienia) i zawiera informacje na temat umów o pracę. Jeśli nie czytasz po angielsku i potrzebujesz pomocy w zrozumieniu zawartych tu informacji, zatelefonuj do nas za pośrednictwem Biura Tłumaczy (Translating and Interpreting Service), tel. 13 14 50. Koszt pomocy tłumacza pokryty zostanie przez Workplace Authority.

Portuguese

Este recibo foi emitido pela Workplace Authority (Autoridade para as Condições de Trabalho) e oferece informação sobre acordos laborais. Se não puder ler inglês e necessita ajuda para compreender esta informação, por favor contacte a Workplace Authority usando o Serviço de Tradução e Intérpretes através do 13 14 50. Este serviço de interpretação telefónica será pago pela Workplace Authority.

Russian

Настоящее уведомление было подготовлено Workplace Authority (Управлением по производственным отношениям) и в нем приводятся информация о трудовых соглашениях. Если вы не можете читать по-английски и нуждаетесь в помощи для понимания настоящей информации, звоните в Workplace Authority через посредство Переводческой службы TIS по тел. 13 14 50. Эта телефонная переводческая услуга будет оплачиваться Workplace Authority.

Samoa

Ole risiti lenei sa aumai i e Workplace Authority (Pulea Falefaigaluega) ma e maua mai ai faamatalaga e uiga i feagaiga i falefaigaluega. A le mafai ona e faitau ile gagana Peretania ma e te mana'omia se fesoasoani ile faamalalamaina o nei faamatalaga, faamolemole valaau ile Workplace Authority e auala atu ile Auaunaga o Paaliliupu ma Faamatalaupu ile 13 14 50. O lenei auaunaga ole faamatalaupu ile telefoni ole a togiuina ele Workplace Authority.

Serbian

Ovu priznanicu je izdala Workplace Authority (Organizacija za radne odnose) i na njoj se nalaze informacije o sporazumima o radu. Ako ne znate da čitate na engleskom i treba vam pomoć da biste razumjeli ove informacije, molimo vas da nazovete Workplace Authority preko Službe prevodilača i tumača na 13 14 50. Te usluge umaćevaće vam platiti Workplace Authority.

Spanish

El presente recibo fue expedido por la Workplace Authority (Autoridad para las condiciones de trabajo) y proporciona información sobre los convenios empresariales. Si usted no sabe leer inglés y necesita ayuda para entender la información contenida en este documento, llame a la Workplace Authority por medio del Translating and Interpreting Service (Servicio de Traducción e Interpretación) al 13 14 50. La Workplace Authority abonará la tarifa de dicho servicio de interpretación telefónica.

Swahili

Risiti hii ilitolewa kutoka kwa afisi ya Workplace Authority (Afisi inayosimamia kazi) na inapeana maelezo kuhusu masikilizano ya Workplace Authority. Ikiwa hauwezi kusoma kingereza na unahitaji msaada kuelewa hayo, tafadhali piga simu afisini ya Workplace Authority kupitia Translating and Interpreting Service (uduma inayopeana wafaisiri kwa simu) nambari 13 14 50, (moja tatu moja inne tano sifuri). Uduma hii ya Translating and Interpreting Service italipwa na Workplace Authority.

Thai

เอกสารนี้จัดทำโดยสำนักงาน Workplace Authority (สำนักงานแรงงานสัมพันธ์) ที่ทำภารกิจด้านสัญญา (จ้าง) ซึ่งได้เกี่ยวข้องเกี่ยวกับข้อตกลงต่างๆในสถานที่ทำงาน หากท่านอ่านภาษาอังกฤษไม่ได้ และต้องการความช่วยเหลือเพื่อทำความเข้าใจข้อมูลเหล่านี้ กรุณาติดต่อสำนักงาน Workplace Authority ผ่านการบริการล่ามและทนายแปลภาษา (Translating and Interpreting Service) ที่หมายเลข 13 14 50 ทาง Workplace Authority จะเป็นผู้ชำระค่าใช้จ่ายสำหรับบริการล่ามทางโทรศัพท์นี้

Tongan

Ko e tohi tali totongi ko 'eni 'oku 'oatu ia 'e he Workplace Authority (Ma'u Mafai Ki he Ngaue'anga) pea 'oatu foki ai ha fakamatala fekau'aki mo e ngaahi aleaup fakangaue'anga. Kapau 'oku 'ikai ke ke lava 'o fautohi faka-Pilitania pea 'oku ke toe fiema'u ha tokoni ke mahino 'a e fakamatala ko 'eni, pea ke kataki 'o ta ki he Workplace Authority 'o fakafou atu 'i he Translating and Interpreting Service (Va'a Ngaue ki he Fakatonulea mo Li'iliu Lea) 'i he 13 14 50. 'E totongi 'e he Workplace Authority 'a e fakatonulea he telefoni ko 'eni.

Turkish

Bu makbuz, Workplace Authority (İşyeri Dairesi) tarafından verilmiş olup, işyeri anlaşmaları hakkında bilgi sağlanmaktadır. Eğer İngilizce okuyamıyorsanız ve bu bilgiyi anlamakta yardıma ihtiyac duyuyorsanız, lütfen 13 14 50 nolu telefonda Yazılı ve Sözlü Tercümanlık Servisi (Translating and Interpreting Service) kanalıyla Workplace Authority'ya arayınız. Bu telefon tercüme servisinin ücreti Workplace Authority tarafından karşılanacaktır.

Vietnamese

Biên nhận này của Cơ quan Workplace Authority (Chuyên trách về Sở làm) cung cấp thông tin về hợp đồng nơi sở làm. Nếu quý vị không biết tiếng Anh và muốn được giúp để hiểu những thông tin này, xin gọi tới Cơ quan Workplace Authority bằng cách gọi cho Đường dây Thông dịch và Dịch thuật số 13 14 50. Cơ quan Workplace Authority sẽ trả lệ phí dùng đường dây thông dịch.