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# Australian Industrial Relations Commission Amendment Rules 2003 (No. 2)<sup>1</sup>

Statutory Rules 2003 No. 2

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I, GEOFFREY MICHAEL GIUDICE, President of the  
Australian Industrial Relations Commission, having consulted  
with members of the Commission, make the following Rules  
under the *Workplace Relations Act 1996*.

Dated 17 February 2003

President

**1 Name of Rules**

These Rules are the *Australian Industrial Relations Commission Amendment Rules 2003 (No. 2)*.

**2 Commencement**

These Rules commence on gazettal.

**3 Amendment of *Australian Industrial Relations Commission Rules 1998***

Schedule 1 amends the *Australian Industrial Relations Commission Rules 1998*.

**Schedule 1 Amendments**

(rule 3)

**[1] After subrule 60 (1)**

*insert*

- (1A) However, if subsection 170MW (8A) of the Act applies to the application, the application must be in accordance with Form R42A.

**[2] After rule 60**

*insert*

**60A Application to prevent the initiation of a new bargaining period**

- (1) An application under subsection 170MWA (4) or (5) of the Act must be in accordance with Form R42B.
- (2) The applicant must serve a copy of the application on the other former negotiating parties.

- (3) On the Commission fixing a time and place for the hearing of the application, a Registrar must give notice, as directed by the Commission, of the time and place so fixed to the former negotiating parties.

**[3] Schedule, after Form R42**

*insert*

**Form R42A Application to suspend or terminate  
bargaining period applying to a specified  
business**

(rule 60)

*Workplace Relations Act 1996*

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

**APPLICATION TO SUSPEND OR TERMINATE BARGAINING  
PERIOD APPLYING TO A SPECIFIED BUSINESS**

IN the matter of a bargaining period between [*names of negotiating parties*].

Application is made by [*name of applicant*] under subsection 170MW (8A) of the Act for an order of the Commission to suspend or terminate whatever bargaining periods apply to [*name of specified business, or any part of that business, or a specified part of a specified business*].

The grounds on which this application is made are as follows:

[*Set out in numbered paragraphs the grounds and particulars of the grounds*]

Dated

20 .

[*Signature of applicant*]

2003, *L*

*Australian Industrial Relations Commission Amendment  
Rules 2003 (No. 2)*

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**Form R42B Application to prevent the initiation of a  
new bargaining period**

(rule 60A)

*Workplace Relations Act 1996*

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

**APPLICATION TO PREVENT THE INITIATION OF A NEW  
BARGAINING PERIOD**

(Subsection 170MWA (4) or (5))

IN the matter of a former bargaining period between [*names of former negotiating parties*] arising in matter [*the former bargaining period case number*].

Application is made by [*name of applicant*] for an order of the Commission to not allow the initiation of a new bargaining period or to attach conditions to any new bargaining period.

The grounds on which this application is made are as follows:

*[Set out in numbered paragraphs the grounds and particulars of the grounds, including the basis upon which the application is made under subsection 170MWA (4) or (5)]*

Dated 20 .

[*Signature of applicant*]

[*Copy of the notice under paragraph 170MV (b) should be attached.*]

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**Notes**

1. These Rules amend Statutory Rules 1998 No. 1, as amended by 1999 Nos. 1, 71 and 276; 2000 No. 170; 2001 Nos. 39, 101 and 332; 2003 No. 6.

2. Notified in the *Commonwealth of Australia Gazette* on / 2003.

24 February