



NEW SOUTH WALES
INDUSTRIAL GAZETTE

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CROWN EMPLOYEES (POLICE OFFICERS - 2021) AWARD

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Commissioner of Police.

(Case No. 379873 of 2022)

Before Chief Commissioner Constant

11 January 2023

VARIATION

1. Delete Clause 42.2 Gradings, of clause 42, Special Duties Allowance, of the award published 3 December 2021 (391 I.G. 1) and insert in lieu thereof following:

42.2 Gradings

Grade 1

Trainee Prosecutor, Police Prosecutions Command

Part Time Rescue/Bomb Operator, Tactical Operations Group

Teacher, Operational Safety Trainer, Weapons Instructor Part Time, Police Area Commands/District

Breath Analysis Operative, Breath Analysis and Research Unit

Highway Patrol Officer, Police Area Commands/District and Traffic Services

Policy Officer, Traffic Policy

Analyst/Senior Analyst Workforce Reporting & Analytics, People & Capability Command

Tactical Airborne Technician, Technical Surveillance Operative, Aviation Command, Police Transport and Public Safety Command

Senior Operations Officer, Radio Operations Group

Negotiator Part time, Police Area Commands/District and Specialist Sections

State Protection Support Unit Part time Operative Police Districts

Protection Officers, Protection Operations Unit, Protective Security Group

Instructor, Dog & Mounted Unit

Covert Investigation Unit, Professional Standards Command

Grade 2

Armoury Technician, Armoury, Protective Security Group

Investigator, Crash Investigation Unit

Teacher, Driving Instructor, Police Driver, People & Capability Command

Engineering Investigator, Engineering Investigation Section, Forensic Evidence & Technical Services Command

Master Class V, Marine Area Command

Incident Reconstruction Operative, Forensic Evidence & Services Command

STIB Operative, State Technical Investigation Unit, Technical Evidence and Science Branch, Forensic Evidence & Technical Services Branch

Teacher, Foundational Studies, People & Capability Command

Teacher, Continuing Education, People & Capability Command

Teacher, Operational Safety Trainer, Weapons and DEFTAC Training Unit, Westmead, Goulburn and Regional areas

Technical Officer, Metropolitan Wireless Network Services

Technical Officer, Radar Engineering Unit

Telecommunications Interception Branch Advisory Committee (TIBAC), High Tech Crime Branch, Forensic Evidence & Technical Services Command

Grade 3

Crime Scene Examiner, Forensic Evidence & Technical Services Command

Investigator (Detective), Police Area Command/District, State Crime Command and Specialist Commands

Document Examiner, Forensic Evidence & Technical Services Command

Fingerprint Technician, Forensic Evidence & Technical Services Command

Firearms/Ballistics Examiner, Forensic Evidence & Technical Services Command

Rescue/Bomb Operator, Tactical Operations Group

Criminal Profiler, Practitioner, Crime Faculty

Electronic Evidence Officer, Digital Forensics Unit, High Tech Crime Branch, Forensic Evidence & Technical Services Command

Negotiator Full Time, Negotiations Unit, Tactical Operations Group

Covert Applications Unit, Operational Legal Services Command, Police Prosecutions and Licencing Enforcement Command

Surveillance Operative, State Surveillance Branch, State Intelligence Command

Grade 4

Management Action and Workplace Services (MAWS) Panel Operations, Professional Standards Command

Employment & Safety Law, Employment Law Team, Office of the General Counsel

Advanced Capability Unit, Technical Operations, Cybercrime Squad, State Crime Command

Divers, Marine Area Command, Police Diving Unit,

2. Insert after subparagraph of 59.4.7 of subclause 59.4 of clause 59. Travelling Time, the following new subparagraph:

59.4.8 Any period of travel by a Non-Commissioned officer between the home and place of duty where the officer:

- (a) is attached to a region pool position (not including substantive Region Office Command employees), or
- (b) voluntarily works available shifts offered through the region pool at location/s across the NSW Police Force and is not performing duties at their substantive location.
3. Delete the 2nd table, From the beginning of the first full pay period to commence on or after 1 July 2022 - 2.53%, of Part B, Monetary Rates, Table 1 - Non-Commissioned Officers' (Other than Detectives and Police Prosecutors) Salaries, and insert in lieu the following:

From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%		
Rank/Incremental Level	Base Salary Per Annum \$	Loaded Salary (+ 11.5%) Per Annum \$
Probationary Constable (Level 1)	72,406	80,733
Constable Level 2	75,139	83,780
Constable Level 3	77,868	86,823
Constable Level 4	80,598	89,867
Constable Level 5	81,968	91,394
Senior Constable Level 1	90,171	100,541
Senior Constable Level 2 Step 1	91,530	102,056
Senior Constable Level 2 Step 2	91,530	102,056
Senior Constable Level 3 Step 1	95,632	106,630
Senior Constable Level 3 Step 2	95,632	106,630
Senior Constable Level 3 Step 3	95,632	106,630
Senior Constable Level 4 Step 1	101,097	112,723
Senior Constable Level 4 Step 2	101,097	112,723
Senior Constable Level 5 Step 1	103,827	115,767
Senior Constable Level 5 Step 2	103,827	115,767
Senior Constable Level 6	105,190	117,287
Leading Senior Constable Level 1 Step 1	108,538	121,020
Leading Senior Constable Level 1 Step 2	108,538	121,020
Leading Senior Constable Level 2	111,366	124,173
Sergeant 1st Year	106,562	118,817
Sergeant 2nd Year	106,562	118,817
Sergeant 3rd Year	112,023	124,906
Sergeant 4th Year	112,023	124,906
Sergeant 5th Year	116,119	129,473
Sergeant 6th Year	116,119	129,473
Sergeant 7th Year	121,589	135,572
Sergeant 8th Year	121,589	135,572
Sergeant 9th Year	122,951	137,090
Senior Sergeant 1st Year	121,589	135,572
Senior Sergeant 2nd Year	121,589	135,572
Senior Sergeant 3rd Year	122,951	137,090

Senior Sergeant 4th Year	125,680	140,133
Senior Sergeant 5th Year	129,679	144,592

4. Delete the 2nd table, From the beginning of the first full pay period to commence on or after 1 July 2023 - 2.53%, of Part B, Monetary Rates, Table 2 - Detectives' Salaries, and insert in lieu the following:

From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%			
Rank/Incremental Level	Base Salary	Base Salary for Overtime Purposes (+ Allowance Equivalent to Grade 3 Special Duties Allowance)	Loaded Salary (+ 11.5%, Allowance Equivalent to Grade 3 Special Duties Allowance and Detectives' Special Allowance)
	Per Annum \$	Per Annum \$	Per Annum \$
Detective 1st Year	80,598	85,496	96,907
Detective 2nd Year	81,968	86,866	98,434
Detective 3rd Year	90,171	95,069	107,581
Detective 4th Year	91,530	96,428	109,096
Detective 5th Year	95,632	100,530	113,670
Detective 6th Year	101,097	105,995	119,763
Detective 7th Year	103,827	108,725	122,807
Detective 8th Year	105,190	110,088	124,327
Detective 9th Year	108,538	113,436	128,060
Detective 10th Year	111,366	116,264	131,213
Detective Sergeant 1st Year	106,562	111,460	125,857
Detective Sergeant 2nd Year	106,562	111,460	125,857
Detective Sergeant 3rd Year	112,023	116,921	131,946
Detective Sergeant 4th Year	116,119	121,017	136,513
Detective Sergeant 5th Year	121,589	126,487	142,612
Detective Sergeant 6th Year	122,951	127,849	144,130
Detective Senior Sergeant 1st Year	121,589	126,487	142,612
Detective Senior Sergeant 2nd Year	122,951	127,849	144,130
Detective Senior Sergeant 3rd Year	125,680	130,578	147,173
Detective Senior Sergeant 4th Year	129,679	134,577	151,632

5. Delete the 2nd table, From the beginning of the first full pay period to commence on or after 1 July 2023 - 2.53%, of Part B, Monetary Rates, Table 3 - Police Prosecutors Salaries, and insert in lieu the following:

From the beginning of the first full pay period to commence on or after 1 July 2023- 3.03%			
Rank/Incremental Level	Base Salary	Base Salary for Overtime Purposes (+ Allowance Equivalent to Grade 4 Special Duties Allowance)	Loaded Salary (+ 11.5%, Allowance Equivalent to Grade 4 Special Duties Allowance and Prosecutors' Special Allowance)
	Per Annum \$	Per Annum \$	Per Annum \$
Prosecutor 1st Year	80,598	89,667	100,699
Prosecutor 2nd Year	81,968	91,037	102,226
Prosecutor 3rd Year	90,171	99,240	111,373
Prosecutor 4th Year	91,530	100,599	112,888

Prosecutor 5th Year	95,632	104,701	117,462
Prosecutor 6th Year	101,097	110,166	123,555
Prosecutor 7th Year	103,827	112,896	126,599
Prosecutor 8th Year	105,190	114,259	128,119
Prosecutor 9th Year	108,538	117,607	131,852
Prosecutor 10th Year	111,366	120,435	135,005
Prosecutor Sergeant 1st Year	106,562	115,631	129,649
Prosecutor Sergeant 2nd Year	106,562	115,631	129,649
Prosecutor Sergeant 3rd Year	112,023	121,092	135,738
Prosecutor Sergeant 4th Year	116,119	125,188.00	140,305
Prosecutor Sergeant 5th Year	121,589	130,658	146,404
Prosecutor Sergeant 6th Year	122,951	132,020	147,922
Prosecutor Senior Sergeant 1st Year	121,589	130,658	146,404
Prosecutor Senior Sergeant 2nd Year	122,951	132,020	147,922
Prosecutor Senior Sergeant 3rd Year	125,680	134,749	150,965
Prosecutor Senior Sergeant 4th Year	129,679	138,748	155,424

6. Delete the 2nd table, From the beginning of the first full pay period to commence on or after 1 July 2023 - 2.53%, of Part B, Monetary Rates, Table 4 - Commissioner Officer's Salaries, and insert in lieu the following:

From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%	
Rank/Incremental Level	Per Annum \$
Inspector 1st Year	151,920
Inspector 2nd Year	159,648
Inspector 3rd Year	170,269
Inspector 4th Year	175,811
Inspector 5th Year	178,476
Inspector 6th Year	182,627
Inspector 7th Year	189,542
Inspector 8th Year	192,318
Superintendent 1st Year	206,953
Superintendent 2nd Year	214,567
Superintendent 3rd Year	217,335
Superintendent 4th Year	220,103
Superintendent 5th Year	223,334
Superintendent 6th Year	227,026
Superintendent 7th Year	229,796
Superintendent 8th Year	236,147

7. Delete Table 5 - Travelling Allowance and Motor Vehicle Allowances, of Part B, Monetary Rates, and insert in lieu thereof the following:

Table 5 - Travelling Allowance and Motor Vehicle Allowances

Effective 1 July 2022

Item 1

Capital Cities	Per Day \$
Adelaide	299.15
Brisbane	317.15

Canberra	310.15
Darwin	362.15
Hobart	289.15
Melbourne	315.15
Perth	322.15
Sydney	340.15

High cost country centres	Per day \$
Albany (WA)	321.15
Alice Springs (NT)	292.15
Armidale (NSW)	289.15
Ballarat (VIC)	301.15
Bathurst (NSW)	283.15
Bega (NSW)	287.15
Benalla (VIC)	285.15
Bendigo (VIC)	282.15
Bordertown (SA)	291.15
Bourke (NSW)	307.15
Bright (VIC)	309.15
Broken Hill (NSW)	294.15
Broome (WA)	362.15
Bunbury (WA)	299.15
Bundaberg (QLD)	\$289.15
Burnie (TAS)	\$306.15
Cairns (QLD)	305.15
Carnarvon (WA)	298.15
Castlemaine (VIC)	288.15
Chinchilla (QLD)	285.15
Christmas Island (WA)	340.15
Cobar (NSW)	286.15
Cocos (Keeling) Islands (WA)	473.15
Coffs Harbour (NSW)	290.15
Colac (VIC)	280.15
Dalby (QLD)	319.15
Dampier (WA)	317.15
Derby (WA)	312.15
Devonport (TAS)	300.15
Dubbo (NSW)	290.15
Emerald (QLD)	298.15
Esperance (WA)	304.15
Exmouth (WA)	332.15
Geelong (VIC)	\$291.15
Geraldton (WA)	307.15
Gladstone (QLD)	297.15
Gold Coast (QLD)	351.15
Gosford (NSW)	287.15
Griffith (NSW)	\$280.15
Halls Creek (WA)	312.15
Hervey Bay (QLD)	299.15
Horn Island (QLD)	437.15
Horsham (VIC)	296.15
Jabiru (NT)	358.15
Kalgoorlie (WA)	314.15
Karratha (WA)	357.15
Katherine (NT)	304.15

Kununurra (WA)	346.15
Launceston (TAS)	285.15
Lismore (NSW)	286.15
Mackay (QLD)	303.15
Maitland (NSW)	305.15
Mount Gambier (SA)	284.15
Mount Isa (QLD)	310.15
Mudgee (NSW)	306.15
Muswellbrook (NSW)	299.15
Newcastle (NSW)	327.15
Newman (WA)	381.15
Nhulunbuy (NT)	372.15
Norfolk Island (NSW)	332.15
Northam (WA)	331.15
Nowra (NSW)	289.15
Orange (NSW)	318.15
Port Hedland (WA)	317.15
Port Lincoln (SA)	312.15
Port Macquarie (NSW)	312.15
Port Pirie (SA)	292.15
Queanbeyan (NSW)	281.15
Queenstown (TAS)	278.15
Rockhampton (QLD)	281.15
Roma (QLD)	288.15
Shepparton (VIC)	292.15
Swan Hill (VIC)	296.15
Tennant Creek (NT)	288.15
Toowoomba (QLD)	286.15
Thursday Island (QLD)	400.15
Townsville (QLD)	285.15
Wagga Wagga (NSW)	296.15
Wangaratta (VIC)	300.15
Weipa (QLD)	332.15
Whyalla (SA)	287.15
Wilpena-Pound (SA)	335.15
Wollongong (NSW)	300.15
Wonthaggi (VIC)	302.15
Yulara (NT)	582.15
Tier 2 Country Centres	
	Per day \$
Albury (NSW)	265.45
Ararat (VIC)	265.45
Ayr (QLD)	265.45
Bairnsdale (VIC)	265.45
Ceduna (SA)	265.45
Charters Towers (QLD)	265.45
Cooma (NSW)	265.45
Cowra (NSW)	265.45
Echuca (VIC)	265.45
Goulburn (NSW)	265.45
Grafton (NSW)	265.45
Gunnedah (NSW)	265.45
Hamilton (VIC)	265.45
Innisfail (QLD)	265.45
Inverell (NSW)	265.45
Kadina (SA)	265.45

Kingaroy (QLD)	265.45
Maryborough (QLD)	265.45
Mildura (VIC)	265.45
Nambour	265.45
Naracoorte (SA)	265.45
Narrabri (NSW)	265.45
Port Augusta (SA)	265.45
Portland (VIC)	265.45
Renmark (SA)	265.45
Sale (VIC)	265.45
Seymour (VIC)	265.45
Tamworth (NSW)	265.45
Taree (NSW)	265.45
Tumut (NSW)	265.45
Taree (NSW)	265.45
Tumut (NSW)	265.45
Warrnambool (VIC)	265.45
Wodonga (VIC)	265.45
Other Country centres	249.45

Item 2

Incidental expenses allowance - when claiming actual expenses - all locations \$21.30

Item 3

Meal allowances - when claiming actual expenses on overnight stays

Capital cities and high-cost country centres

	\$
Breakfast	29.90
Lunch	33.65
Dinner	57.30

Tier 2 and other country centres

Breakfast	26.80
Lunch	30.60
Dinner	52.75

Item 4

Use of Private Motor Vehicle Cents per kilometre
\$

Official Business	78.0
Casual Rate	31.20
Motorcycle Allowance (50% of the official business rate)	39.00

8. Delete Table 6 - Remote Areas Living Allowance, of Part B, Monetary Rates, and insert in lieu the following:

Table 6 - Remote Areas - Living Allowance

Item 1

With Dependents	Per Annum \$
Grade A	2,271
Grade B	3,013
Grade C	4,023

Item 2

Without Dependents	Per Annum \$
Grade A	1,586
Grade B	2,041
Grade C	2,818

9. Delete Table 7 - Detectives Special Allowance, of Part B, Monetary Rates, and insert in lieu the following:

Table 7 - Detectives' Special Allowance

	Per Annum \$
From the beginning of the first full pay period to commence on or after 1 October 2021 - 2.04%	2,028
From the beginning of the first full pay period to commence on or after 1 July 2022 - 2.53%	2,079
From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%	2,142

10. Delete Table 8 - Prosecutors Special Allowance, of Part B, Monetary Rates, and insert in lieu the following:

Table 8 - Prosecutors' Special Allowance

	Per Annum \$
From the beginning of the first full pay period to commence on or after 1 October 2021 - 2.04%	1,668
From the beginning of the first full pay period to commence on or after 1 July 2022 - 2.53%	1,711
From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%	1,763

11. Delete the 2nd table, From the beginning of the first full pay period to commence on or after 1 July 2023 - 2.53%, of Part B, Monetary Rates, Table 9 - Special Duties Allowance (Non-Commissioned Officers), and insert in lieu the following:

From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%

	Per Annum \$
Grade 1 Six months following permanent appointment	1,397
Grade 2 Six months following permanent appointment	2,093
3 years after permanent appointment	2,441
5 years after permanent appointment	2,787
Grade 3 Six months following permanent appointment	3,492
3 years after permanent appointment	4,188
5 years after permanent appointment	4,898
Grade 4 Six months following permanent appointment	5,928
3 years after permanent appointment	7,325
5 years after permanent appointment	9,069

12. Delete Table 10 - Forensic Services Group Expert of Part B, Monetary Rates, and insert in lieu the following:

Table 10 - Forensic Services Group Expert Allowance

	Per Annum \$
From the beginning of the first full pay period to commence on or after 1 October 2021 - 2.04%	19,192
From the beginning of the first full pay period to commence on or after 1 July 2022 - 2.53%	19,678
From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%	20,274

13. Delete the 2nd table, From the beginning of the first full pay period to commence on or after 1 July 2023- 2.53%, of Part B, Monetary Rates, Table 12 - On-Call Allowances (Non-Commissioned Officers), and insert in lieu the following:

From the beginning of the first full pay period to commence on or after 1 July 2023- 3.03%

Where the period advised to be on call is between 2 ordinary shifts or less than for each such period the rate is;	23.12
24 hours, Where the period advised to be on call is 24 hours, for each such period the rate is;	34.64
Vehicle Care as defined in 48.2	11.52

14. Delete Table 13 - Meal Allowances (Non-Commissioned Officers), of Part B, Monetary Rates, and insert in lieu the following:

Table 13 - Meal Allowances (Non-Commissioned Officers)

Where a Non-Commissioned Officers incur an expense in purchasing a meal;

when they have worked more than one half hour beyond the completion of a rostered shift or

where they have performed duty at a place where no reasonable meal facilities were available for partaking of a meal or

where they are performing escort duty and cannot carry a meal;

will be paid the appropriate meal allowance in accordance with the following table;

	\$
Breakfast	33.25
Lunch	33.25
Dinner	33.25
Supper	12.40

15. Delete Table 16 - Special Operations Allowance (Non-Commissioned Officers), of Part B, Monetary Rates, and insert in lieu the following:

Table 16 - Special Operations Allowance

	Effective 1 July 2022
Senior Constable Level 3 (loaded hourly rate)	52.20
Incidental Allowance	21.30
Operations Allowance	10.00
Total	83.50

	Effective 1 July 2023
Senior Constable Level 3 (loaded hourly rate)	53.80
Incidental Allowance	21.30
Operations Allowance	10.00
Total	85.10

16. Delete Table 17 - Tactical Operations of Part B, Monetary Rates, and insert in lieu the following:

Table 17 - Tactical Operations Unit Allowance

Level 1 - Certified Level 1 TOU Operative

Per Annum
\$

On the attainment of Module 1 from the beginning of the first full pay period on or after 1 October 2021 - 2.04%	6,545
On the attainment of Module 1 from the beginning of the first full pay period to commence on or after 1 July 2022 - 2.53%	6,711
On the attainment of Module 1 from the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%	6,914

Level 2 - Certified Level 2 TOU Operative

Per Annum
\$

On the attainment of Module 2 from the beginning of the first full pay period on or after 1 October 2021 - 2.04%	13,090
On the attainment of Module 2 from the beginning of the first full pay period to commence on or after 1 July 2022 - 2.53%	13,442
On the attainment of Module 2 from the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03 %	13,828

Level 3 - Certified Level 3 TOU Operative/Experienced Operative

Note: The Level 3 allowance is payable upon Completion of module 3 training, or upon 3 years service (refer definition of service in subclause 64.12) in the Tactical Operations Unit having completed module 2, whichever occurs first. If module 3 training has not been completed at the time that payment of the allowance commences, the module 3 training must be completed within 2 years of the allowance commencing to continue to receive payment of the allowance. Should module 3 training not be completed within the 2 year period, and the organisation has made training for the module available, payment of the module 3 allowance will cease and the Officer will revert to receiving a Level 2 allowance.

	Per Annum \$
From the beginning of the first full pay period on or after 1 October 2021 - 2.04%	16,362
From the beginning of the first full pay period to commence on or after 1 July 2022 - 2.5.3%	16,776
From the beginning of the first full pay period to commence on or after 1 July 2023 - 3.03%	17,284

17. This variation will take effect on and from 11 January 2023.

N. CONSTANT, *Chief Commissioner*

Printed by the authority of the Industrial Registrar.

ROADS AND MARITIME SERVICES (WAGES STAFF) AWARD 2019

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Secretary, Department of Transport.

(Case No. 194725 of 2022)

Before Chief Commissioner Constant

22 November 2022

VARIATION

1. Insert after clause 40, Other Matters relating to Maternity, Adoption and Parental Leave, in the Arrangement, of the award published 20 March 2020 (387 I.G. 318), the following new clause title.

40A. Domestic and Family Violence

2. Delete subclause 5.1 of clause 5, No Extra Claims, and insert in lieu thereof the following:
 - 5.1 Other than as provided for in the Industrial Relations Act 1996 and the Industrial Relations (Public Sector Conditions of Employment) Regulation 2014, there shall be no further claims/demands or proceedings instituted before the NSW Industrial Relations Commission for extra or reduced wages, salaries, rates of pay, allowances or conditions of employment with respect to the employees covered by the Award that take effect prior to 30 June 2023 by a party to this Award.
3. Delete subclause 23.1 of clause 23, Rates of Pay, and insert in lieu thereof the following:
 - 23.1 The rates of pay in this Award are set out in Table 1, Part B, of this Award. The pay rates outlined in Table 1, Part B, incorporate the following wage increases:
 - (a) 2.53% from the first full pay period to commence on or after 1 July 2022.
4. Delete paragraph 24.1(a) of clause 24, Allowances, and insert in lieu thereof the following
 - (a) Relevant work related allowances e.g. Sydney Harbour Bridge Allowances, have increased by 2.53% effective from the first full pay period on or after 1 July 2022.
5. Insert after subclause 33.10 of clause 33. Annual Leave, the following new subclause:
 - 33.11 Employees entitled to accrue up to five days/one week additional annual leave per annum in accordance with subclauses 33.10 (or equivalent under subclause 33.2) can cash out the monetary value of the additional leave once in any twelve month period.
6. Insert after clause 40, Other Matters Relating to Maternity, Adoption and Parental Leave, the following new clause:

40A. Domestic and Family Violence**40A.1 General Principle**

The Employer recognises that Employees may experience domestic and family violence, and that this may have a significant impact on an Employee's health, safety and wellbeing, both at home and in the workplace. The Employer is committed to taking steps to prevent domestic and family violence and supporting Employees who experience domestic and family violence in a manner that takes into account the impacts of the trauma experienced by the Employee and those supporting them.

40A.2 Definition of Domestic and Family Violence

- (a) For the purposes of this Award, domestic and family violence includes any behaviour, in an intimate, family or domestic relationship, which is violent, threatening, coercive or controlling, and which causes a person to live in fear. It is usually manifested as part of a pattern of controlling or coercive behaviour.
- (b) Domestic and family violence behaviours can include, but are not limited to:
 - (i) physical and sexual violence
 - (ii) verbal abuse and threats
 - (iii) emotional and psychological abuse
 - (iv) financial abuse
 - (v) social isolation
 - (vi) stalking
 - (vii) intimidation
 - (viii) technology facilitated abuse
 - (ix) threats or actual harm to others, pets and/or property.
- (c) An intimate relationship includes people who are or have been in an intimate partnership whether that relationship involves or has involved a sexual relationship or not.
- (d) A family relationship includes people who are related to one another through blood, marriage, de facto partnerships, adoption and fostering relationships, and sibling or extended family and kinship relationships.

40A.3 Principles of prevention and response

- (a) The Employer recognises that every Employee's experience of domestic and family violence is unique. In providing support for, and minimising the risk to safety of, Employees experiencing domestic and family violence the Employer will:
 - (i) subject to subclause (ii) respect the agency of the Employee as the decision maker in relation to the nature of the support they require (as outlined in clause 2.5 or otherwise) and any associated communication about these supports;
 - (ii) prioritise the safety of the Employee experiencing domestic and family violence, and other Employees, in the workplace;
 - (iii) acknowledge that any actions taken by the Employer may impact Employees and their dependents safety at work and at home;
 - (iv) recognise the Employee's right to confidentiality, as outlined in clause 2.6, except in instances where the safety of Employees (including other employees not directly experiencing domestic or family violence) must be prioritised;
 - (v) train identified Employees as contact officers to provide information and support to Employees experiencing domestic and family violence;
 - (vi) provide Employees with training on domestic and family violence, with a specific focus on preventative steps and response in the workplace;

- (vii) ensure that Employees who are required to support Employees experiencing domestic and family violence are equipped to provide evidence based support, which acknowledges the impact of trauma, through the provision of training and other resources;
 - (viii) clearly communicate to an Employee experiencing domestic and family violence any mandatory reporting obligations the Employer may have to comply with;
 - (ix) acknowledge and take into account the Employee's experience of domestic and family violence if an Employee's attendance or performance at work is affected by domestic or family violence.
- (b) The Employer recognises that there will be Employees who use domestic and family violence. In line with the Employer's position against domestic and family violence the Employer may:
- (i) support Employees to access evidence-based behaviour change supports
 - (ii) approve any reasonable request for flexible work arrangements to facilitate the Employee seeking evidence-based behaviour change supports.
- (c) The Employer may take disciplinary action against an Employee who has used domestic and family violence, up to and including termination of employment.

40A.4 Leave

- (a) An Employee experiencing domestic or family violence will have access to 10 days paid Special Leave for domestic and family violence per calendar year to support the establishment of their safety and recovery [subject to further consideration by Government]. Temporary and part time employees are entitled to leave under this clause on a pro rata basis.
- (b) This leave will assist Employees to:
- (i) attending medical, counselling, case management, legal, police and other support services relating to their experience of domestic and family violence,
 - (ii) organising alternative care or education arrangements for their children,
 - (iii) attending court and other legal proceedings relating to their experience of domestic and family violence
 - (ix) allow time for the employee to seek alternate or safe accommodation, and
 - (iv) other activities that will assist them to establish safety and recover from their experience of domestic and family violence.
- (c) This leave will be in addition to existing leave entitlements and can be accessed without the need to exhaust other existing leave entitlements first. This leave will be non-cumulative and may be taken as part-days, single days or consecutive days. Given the emergency context in which this leave may need to be accessed, employees may seek approval and provide evidence in accordance with clause 38.7.

40A.5 Workplace Domestic and Family Violence Support

- (a) To provide support to an Employee experiencing domestic and family violence, the Employer will approve any reasonable request from an Employee experiencing domestic and family violence for but not limited to:
- (i) changes to their span or pattern of hours and / or shift patterns;
 - (ii) job redesign or changes to duties;

- (iii) relocation to suitable employment with the Employer;
 - (iv) a change to their telephone number and/or email address to avoid harassing contact;
 - (v) any other appropriate measure including those available under existing provisions for flexible work arrangements; and
 - (vi) increased security measures in their workplace including entry and egress.
- (b) Subject to the Employee being satisfied that safety has been established and the Employer also being satisfied, if an Employee has requested a reasonable change to their working arrangements in accordance with clause 29.5(a), an Employer will not then unreasonably refuse a request from an Employee to maintain change or remove these arrangements.
- (c) The Employer will assist an Employee experiencing domestic or family violence with access to support and referral services and/or other local resources.

40A.6 Protecting the confidentiality of Employees experiencing domestic or family violence

- (a) The Employer recognises the importance of protecting the confidentiality of Employees experiencing domestic or family violence that a breach of confidentiality may pose a risk to the safety of the Employee and others.
- (b) To protect the confidentiality of an Employee experiencing domestic or family violence the Employer will:
- (i) adopt a ‘needs to know’ approach to any communications regarding the Employee’s experience;
 - (ii) not store or include any information about the following matters on the Employee’s personnel file or payslip:
 - A. the Employees experience of domestic or family violence
 - B. special leave accessed for the purpose of domestic and family violence leave in accordance with this clause.
 - C. support provided by the Employer (under clause 38.5 or otherwise).
- (c) Any information regarding an Employee’s experience of domestic or family violence, including any domestic and family violence leave or supports provided (under subclauses 38.4, 38.5 or otherwise), can only be accessed by Executive Director People and Culture Business Partnering.
- (d) The Employer recognises that the Employer’s commitment to, and obligations regarding, confidentiality are subject to:
- (i) any steps that the Employer must to take to ensure the safety of all Employees
 - (ii) any mandatory reporting requirements.
- (e) Where the Employer does need to disclose confidential information for the reasons outlined in subclause (d), the Employer will make every reasonable effort to inform the Employee of this disclosure before it is made, and support the employee to take practical steps to minimise an associated safety risks.

40A.7 When approving leave the Employer will need to be satisfied, on reasonable grounds, that Domestic and Family Violence has occurred and may require evidence presented in the form of:

- (f) an agreed document issued by either Police Force, a Court, a Domestic Violence Support Service or Lawyer; or
- (g) a provisional, interim or final Apprehended Violence Order (AVO), certificate of conviction or family law injunction; or
- (h) a medical certificate.
7. Delete subclause 45.5 of clause 45, Public Holidays, and insert in lieu thereof the following:
- 45.5 Public Holidays and picnic days are compensated based on the employee's ordinary hours of work on the day at the ordinary hourly rate. However, if a Public Holiday falls on a weekend, no additional payment is made unless the Employee is required to work on that day.
8. Delete Part B, Pay Rates and Allowances, and insert in lieu thereof the following:

PART B

PAY RATES AND ALLOWANCES

MONETARY RATES

Table 1 - Rates of Pay, Non Trades (not applicable to Broken Hill Workshop Employees)

Pay Point	Positions	Current Weekly Rates	Weekly Rates effective from the first full pay period on or after 1 July 2022 and inclusive of 2.53% increase
		\$	\$
1	Roadworker Grade 1 Sydney Harbour Bridge Worker Grade 1	1155.30	1184.50
2	Roadworker Grade 2 Sydney Harbour Bridge Worker Grade 2	1186.30	1216.30
3	Roadworker Grade 3 Linemarker Grade 1 Building Attendant Sydney Harbour Bridge Worker Grade 3	1217.40	1248.20
4	Bridge Worker Grade 4 Technician's Assistant Grade 1 Works Assistant Grade 1 Road Worker Grade 4 Plant Operator Grade 1 Roller Operator Tow Truck Attendant Linemarker Grade 2 Storeperson Grade 1 Sydney Harbour Bridge Worker Grade 4	1248.60	1280.20
5	Bridge Worker Grade 5 Technician's Assistant Grade 2 Road Worker Grade 5 Plant Operator Grade 2 Truck Driver (MR General) Truck Driver (Stores) Linemarker Grade 3 Storeperson Grade 2	1280.00	1312.40
	Rigger Grade 1 Traffic Emergency Patroller		

6	Technician's Assistant Grade 3 Works Assistant Grade 2 Bituminous Spray Operator Plant Operator Grade 3 Truck Driver (MR Gang Truck) Truck Driver (HR Truck - General)	1311.00	1344.20
	Water Cart Operator Snowplough Operator Rigger Grade 2 Truck Mounted Attenuator (TMA) Operator		
7	Works Assistant Grade 3 Truck Driver (HR Gang Truck) Truck Driver (Semi Trailer) Rigger Grade 3	1342.60	1376.60
8	Rigger Grade 4 Bitumen Spray Driver Finishing Grader Operator Truck Driver (Tow Truck) Barrier Transfer Operator	1373.60	1408.40
9	Truck Driver (Road Train) Team Leader (Rigger) Team Leader Grade 1 Team Leader (Stores) Traffic Emergency Patroller (Team Leader)	1405.00	1440.50
10		1436.00	1472.30
11		1467.10	1504.20
12	Team Leader Grade 2 Team Leader (Tow Trucks) Team Leader Barrier Transfer Operator	1498.50	1536.40

Table 2 - Rates of Pay, Trades (not applicable to Broken Hill Workshop Employees)

Pay Point	Positions	Current Weekly Rates \$	Weekly Rates effective from the first full pay period on or after 1 July 2022 and inclusive of 2.53% increase \$
1	Painter Grade 1 Traffic Facilities Painter Grade 1	1257.80	1289.60
2	Plasterer Grade 1	1278.70	1311.10
3	Mechanical Trades Grade 1 Fitter Grade 1	1285.20	1317.70
4	Painter Grade 2	1288.90	1321.50
5	Signwriter Grade 1	1295.20	1328.00
6	Metal Fabricator Grade 1 Plumber Grade 1	1298.20	1331.00
7	Shipwright Grade 1	1309.50	1342.60
8	Painter Grade 3 Traffic Facilities Painter Grade 2	1320.60	1354.00
9	Bridge Maintenance Welder Grade 1 Construction Carpenter Grade 1	1322.00	1355.40
10	Electrician Grade 1	1350.00	1384.20
11	Painter Grade 4 Traffic facilities Painter Grade 3	1351.90	1386.10
12	Mechanical Trades Grade 2 Fitter Grade 2	1354.30	1388.60

13	Signwriter Grade 2	1359.80	1394.20
14	Metal Fabricator Grade 2 Plumber Grade 2	1363.20	1397.70
15	Bridge Maintenance Welder Grade 2 Construction Carpenter Grade 2	1388.20	1423.30
16	Signwriter Grade 3	1392.20	1427.40
17	Electrician Grade 2	1417.50	1453.40
18	Construction Carpenter Grade 3	1421.10	1457.10
19	Mechanical Trades Grade 3 Fitter Grade 3	1422.40	1458.40
20	Plumber Grade 3	1428.20	1464.30
21		1467.10	1504.20
22	Electrician Grade 3	1484.60	1522.20
23		1490.00	1527.70
24	Plumber (Team Leader) Mechanical Trades Team Leader Fitter (Team Leader) Painter (Team Leader) Bridge Maintenance Welder (Team Leader) Metal Fabricator (Team Leader) Construction Carpenter (Team Leader) Shipwright (Team Leader) Signwriter (Team Leader) Traffic Facilities Painter (Team Leader)	1498.50	1536.40
25	Electrician (Team Leader)	1552.10	1591.40

Table 3 - Rates of Pay, Broken Hill Workshop Employees Only

Positions	Current Weekly Rates \$	Weekly Rates effective from the first full pay period on or after 1 July 2022 and inclusive of 2.53% increase \$
Tradesperson		
Plant Mechanic	1387.50	1422.60
Boilermaker	1387.50	1422.60
Carpenter	1387.50	1422.60
Painter	1387.50	1422.60
Electrical Fitter	1412.30	1448.00
Plant Operator		
Mobile Crane Operator	1248.20	1279.80
General		
Storeman	1226.20	1257.20
Cleaner	1231.70	1262.90
Labour (Fitter/Plant Mechanic)	1203.30	1233.70
General Labour	1193.90	1224.10
Labourer (Testing Laboratory)	1193.90	1224.10
Labourer Junior Male (19/21 years)	1072.00	1099.10
Labourer Hammer & Drill	1218.00	1248.80
Labourer (Proline Borer or Benkleman Beam)	1239.10	1270.40
Apprentice - School Certificate		
Year 1	736.30	754.90
Year 2	888.80	911.30
Year 3	1041.20	1067.50
Year 4	1193.90	1224.10
Apprentice -Higher School Certificate		

Level		
Year 1	888.80	911.30
Year 2	1041.20	1067.50
Year 3	1193.90	1224.10
Year 4	1346.10	1380.20

Table 4 - Rates of Pay, Apprentices (not applicable to Broken Hill Workshop Employees)

Pay Point	Positions	Current Weekly Rates \$	Weekly Rates effective from the first full pay period on or after 1 July 2022 and inclusive of 2.53% increase \$
1	Apprentice 1st Year Painter/Decorator Signwriter	563.10	577.30
2	Apprentice 1st Year Radio Fitter/Mechanic Electrical Fitter/Mechanic	572.90	587.40
3	Apprentice 1st Year Bricklayer Civil Construction	580.30	595.00
4	Apprentice 1st Year Plant Mechanic Motor Mechanic Fitter/Turner Boilermaker Sheetmetal Worker Blacksmith Trimmer Welder Plumber	590.80	605.70
5	Apprentice 1st Year Carpenter/Joiner Shipwright	615.20	630.80
6	Apprentice 1st Year Bridge & Wharf Carpenter	627.90	643.80
7	Apprentice 2nd Year Painter/Decorator Signwriter	729.80	748.30
8	Apprentice 2nd Year Radio Fitter/Mechanic Electrical Fitter/Mechanic	739.50	758.20
9	Apprentice 2nd Year Bricklayer Civil Construction	746.70	765.60
10	Apprentice 2nd Year Plant Mechanic Motor Mechanic Fitter/Turner Boilermaker Sheetmetal Worker Blacksmith Trimmer Welder Plumber	757.20	776.40

11	Apprentice 2nd Year Carpenter/Joiner Shipwright	782.10	801.90
12	Apprentice 2nd Year Bridge & Wharf Carpenter	794.60	814.70
13	Apprentice 3rd Year Painter/Decorator Signwriter	926.30	949.70
14	Apprentice 3rd Year Radio Fitter/Mechanic Electrical Fitter/Mechanic	936.20	959.90
15	Apprentice 3rd Year Bricklayer Civil Construction	943.00	966.90
16	Apprentice 3rd Year Plant Mechanic Motor Mechanic Fitter/Turner Boilermaker Sheetmetal Worker Blacksmith Trimmer Welder Plumber	953.90	978.00
17	Apprentice 3rd Year Carpenter/Joiner Shipwright	977.90	1002.60
18	Apprentice 3rd Year Bridge & Wharf Carpenter	990.50	1015.60
19	Apprentice 4th Year Painter/Decorator Signwriter	1062.40	1089.30
20	Apprentice 4th Year Radio Fitter/Mechanic Electrical Fitter/Mechanic	1072.40	1099.50
21	Apprentice 4th Year Bricklayer Civil Construction	1079.50	1106.80
22	Apprentice 4th Year Plant Mechanic Motor Mechanic Fitter/Turner Boilermaker Sheetmetal Worker Blacksmith Trimmer Welder Plumber	1090.60	1118.20
23	Apprentice 4th Year Carpenter/Joiner Shipwright	1114.80	1143.00
24	Apprentice 4th Year Bridge & Wharf Carpenter	1126.70	1155.20

Table 5 - Other Rates and Allowances (not applicable for Broken Hill Workshop Employees)

^	To be updated in accordance with the CE Wages Staff (Rates of Pay) Award		
*	To be updated in accordance with the NSW Treasury Circulars		
~	To be updated in accordance with clause 23.2 of the CE (Skilled Trades) Award		
Clause	Description	Current Rates \$	Rates effective from the first full pay period on or after 1 July 2022 and inclusive of 2.53% increase \$
Other Rates			
24.1	Sydney Harbour Bridge Allowance Sydney Harbour Bridge Maintenance Staff	229.70	235.51
Allowances			
24.5	Lead Paint Removal Allowance (per hour)	2.7218	2.79
24.6	Asbestos Materials Tradespersons	1.1192	1.15
24.7	Asbestos Eradication Tradespersons	3.0122	3.09
24.3	Asphalt Plant Repairs Tradespersons	1.1192	1.15
24.8	Long/Wide Loads Allowance Transport Workers 2.90m wide or 18.29m long or 4.30m high minimum payment	2.85 11.40	2.92 11.69
	3.36m wide or 21.34m long or 4.58m high minimum payment	5.31 21.30	5.44 21.84
20.13 & 20.14	Meal Allowance		
(a)	First meal	16.55	17.00^
(b)	Subsequent meal	14.20	14.60^
27.2(b)	Fares		
	per week	12.00	12.50
	per day	2.40	2.50
27.3	Travelling Allowance 3 but not more than 10 km More than 10 but not more than 20km More than 20 km but not more than 30km More than 30km but not more than 40km More than 40km but not more than 50km More than 50km but not more than 60km More than 60km but not more than 70km More than 70km but not more than 80km More than 80kms but more than 90km More than 90km but not more than 100km	4.20 8.30 12.40 16.50 20.70 24.80 29.00 33.00 37.20 41.30	4.40 8.70 12.90 17.20 21.60 25.90 30.30 34.50 38.80 43.10
29	Distant Work Board & Lodging Broken parts of week where camp not provided Breakfast Lunch Dinner Incidentals Private Vehicle over 2700cc Private Vehicle 1600cc - 2700cc Private Vehicle under 1600cc	840.55 120.08 25.75 29.35 50.65 8.00 0.288 0.288 0.288	* * * * * * * * *
Other Conditions			
24.4	First Aid Allowance	4.00	4.10
31.1(c)	Insuring Tools Reimbursement for Loss	1984.85	2049.00 ~

9. This variation will take effect on and from 1 July 2022.

N. CONSTANT, *Chief Commissioner*

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TRANSPORT INDUSTRY - EXCAVATED MATERIALS, CONTRACT DETERMINATION

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Transport Workers' Union of New South Wales, Industrial Organisation of Employees.

(Case No. 11497 of 2023)

Before Commissioner Sloan

6 February 2023

VARIATION

1. Delete Part B, Rates of Remuneration, Part C, Rise and Fall Formula and Part D, Temporary Fuel Levy, of the award published 24 October 1997 (301 I.G. 1082) and insert in lieu thereof the following:

PART B

Rates of Remuneration

1. This Part applies to all Contracts of Carriage performed on or after 1 March 2023

Item	2 Axles (\$)	3 Axles (\$)	4 Axles (\$)	5 Axles (\$)	6 Axles (\$)	6 Axles (48t) (\$)	7 Axles (\$)	PBS T&D (\$)
1. Loading Rate	20.762	32.328	39.264	46.717	50.309	53.887	54.661	58.239
1A. Extra Capacity (per cubic metre)	3.578	3.578	3.578	3.578	3.578	x	3.578	x
2. Kilometre Rate (0-8 Km)	5.221	8.134	9.877	11.753	12.654	13.554	13.751	14.652
2A. Extra Capacity (per cubic metre)	0.901	0.901	0.901	0.901	0.901	x	0.901	x
3. Kilometre Rate (over 8 - 25 km)	4.831	7.524	9.141	10.874	11.714	12.548	12.727	13.561
3A. Extra Capacity (per cubic metre)	0.834	0.834	0.834	0.834	0.834	x	0.834	x
4. Kilometre Rate (over 25 km)	3.800	3.800	3.800	3.800	3.800	4.574	3.800	4.574
4A. Extra Capacity (per cubic metre)	0.774	0.774	0.774	0.774	0.774	x	0.774	x
6. Hourly Rate	68.072	105.996	128.782	153.109	164.891	176.666	187.622	199.397
6A. Extra Capacity (per cubic metre)	11.775	11.775	11.775	11.775	11.775	x	11.775	x

PART C

Rise and Fall Formula

1. The rates prescribed in Part B may be adjusted each year upon application to the Industrial Relations Commission of New South Wales.
2. Application for adjustment shall be made by reference to the weighted movement in the following benchmarks for each cost component, calculated as at the end of the full quarter immediately preceding the variation, with each adjustment application based upon the rates and amounts in the immediately preceding variation.

Component Current	Benchmark	Current Index	Weighting
Wages	Road Transport and Distribution Award 2010, Grade Three Transport Worker	\$889.10	35.18
Capital	ABS Consumer Price Index (CPI), Motor Vehicles, Australia	107.3	19.07
Insurances	ABS CPI, Insurance, Australia	145.1	5.95
Registration	ABS CPI, Transportation Group, Other Services in respect of motor vehicles	137.5	3.30
Repairs & Maintenance	ABS CPI, Transportation Group, Maintenance and Repair of Motor and Repair of motor vehicles	128	18.27
Tyres	ABS CPI, Transportation Group, Spare Parts and Accessories for motor vehicles	128	4.97
Fuel AIP NSW State	Average for the Retail Price of diesel (excluding GST), calculated by determining the average of the weekly figures between the end of the quarter relating to the last variation and the end of the quarter prior to any new variation.	120.97	9.78
Administration	ABS CPI, All Groups, Sydney	128.6	3.47
Total			100

3. If the cost components, excepting fuel, change such that it causes an increase in the total remuneration of 2 percent or more from the date of the last variation, an interim adjustment may be made. An application to vary rates of remuneration for changes in the price of fuel may be made at any time, provided that the date upon which any rate adjustment is sought to become operative is at least one calendar month after the last occasion upon which a fuel rate adjustment became operative.
4. Each cost component will be re-weighted after each adjustment.
5. Parties to this Determination will confer with a view to reaching agreement on any application for adjustment on any application for adjustment. In the absence of agreement the rates and amounts shall be determined by the IRC.
6. Notwithstanding anything contained in this Part, a variation shall not be retrospective in operation but shall operate from a date not earlier than the date upon which it is made.

PART D

Temporary Fuel Levy

APPLICATION

1. This Part applies to all Contracts of Carriage performed on or after 1 March 2023.

BACKGROUND

2. This Part was introduced by the IRC in Matter No. 2022/174729 as a temporary measure to respond to significant fluctuations in the price of fuel and the temporary inability for Contract Carriers to claim fuel tax credits.

THE SURCHARGE

3. In addition to all other amounts set out in this Determination, a Principal Contractor must pay a Contract Carrier an additional amount (the Temporary Fuel Levy).
4. The Temporary Fuel Levy shall be paid as a percentage of the total amounts payable to the Contract Carrier under this Determination.
5. For Contracts of Carriage performed on or after 1 March 2023, the Temporary Fuel Levy shall be 6.4%.

REVIEW

6. The Temporary Fuel Levy shall be reviewed on a monthly basis, subject to an application being made to the IRC.
7. The Temporary Fuel Levy shall be calculated by applying the following formula:

$$((x-y) / y) * z$$

where:

x = 200.07 (being the mean of all weekly retail diesel prices (NSW State Average) published by the Australian Institute of Petroleum for weeks ending in the prior calendar month, in cents, exclusive of GST;

y = 120.97 (being the current index price of fuel as set out in part C of the Determination); and

z = 0.0978, (being the weighting applied to the fuel component as set out in part C of the Determination); and

9. The Temporary Fuel Levy shall be rounded to one decimal place.
10. Parties seeking a variation to the Temporary Fuel Levy shall make an application to the IRC by the second Monday of the relevant calendar month.
11. The revised Temporary Fuel Levy will apply from the first day of the following calendar month.
12. As the Temporary Fuel Levy responds to fluctuations in fuel prices, it may increase or decrease from time to time.

OTHER PROVISIONS

13. The Temporary Fuel Levy may be offset by any payments made to a Contract Carrier in excess of the amounts prescribed elsewhere in this Determination.
14. Leave is reserved for any party to apply to vary the operation of this Part in circumstances where the Principal Contractor:
 - a. provides the Contract Carrier with fuel, either for free or at a cost below the prevailing market rate;
 - b. directly reimburses the Contract Carrier for some or all of their fuel costs; or
 - c. otherwise compensates the Contract Carrier for their fuel costs.
2. This variation will take effect on and from 1 March 2023.

D. SLOAN, *Commissioner*

TRANSPORT INDUSTRY - GENERAL CARRIERS CONTRACT DETERMINATION 2017

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Transport Workers' Union of New South Wales, Industrial Organisation of Employees.

(Case No. 77087 of 2022)

Before Commissioner Sloan

13 February 2023

VARIATION

1. Delete subclause 3.2 of clause 3, The Surcharge, of Schedule I - Temporary Fuel Surcharge, of the contract determination published 24 August 2020 (387 I.G. 924) and insert in lieu thereof the following:
- 3.2 For pay periods commencing between 20 February 2023 and 19 March 2023, the Temporary Fuel Surcharge shall be:

Vehicle Carrying Capacity	Surcharge (per km)
Rigid-carrying capacity over 3 and including 5 tonnes	\$0.12
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.15
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.21
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.21
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.21
Rigid-carrying capacity over 14 tonnes or more	\$0.28
Single Axle Prime Mover	\$0.28
Bogie Axle Prime Mover	\$0.34

For pay periods commencing between 16 January 2023 and 19 February 2023, the Temporary Fuel Surcharge shall be:

Vehicle Carrying Capacity	Surcharge (per km)
Rigid-carrying capacity over 3 and including 5 tonnes	\$0.13
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.17
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.25
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.25
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.25
Rigid-carrying capacity over 14 tonnes or more	\$0.32
Single Axle Prime Mover	\$0.32
Bogie Axle Prime Mover	\$0.39

2. Delete the table in subclause 3.3 of clause 3, The Surcharge, of Schedule I - Temporary Fuel Surcharge, and insert in lieu thereof the following:

For pay periods commencing between 20 February 2023 and 19 March 2023:

Vehicle Carrying Capacity	Surcharge (per hour)
Rigid-carrying capacity over 8 and including 10 tonnes	\$3.01
Rigid-carrying capacity over 10 and including 12 tonnes	\$3.01
Rigid-carrying capacity over 12 and including 14 tonnes	\$3.01
Rigid-carrying capacity over 14 tonnes or more	\$3.85

Single Axle Prime Mover	\$3.87
Bogie Axle Prime Mover	\$4.70

For pay periods commencing between 16 January 2023 and 19 February 2023:

Vehicle Carrying Capacity	Surcharge (per hour)
Rigid-carrying capacity over 8 and including 10 tonnes	\$3.47
Rigid-carrying capacity over 10 and including 12 tonnes	\$3.47
Rigid-carrying capacity over 12 and including 14 tonnes	\$3.47
Rigid-carrying capacity over 14 tonnes or more	\$4.44
Single Axle Prime Mover	\$4.46
Bogie Axle Prime Mover	\$5.41

3. This variation will take effect on an from 20 February 2023.

D. SLOAN, *Commissioner*

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TRANSPORT INDUSTRY - GENERAL CARRIERS CONTRACT DETERMINATION 2017

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Transport Workers' Union of New South Wales, Industrial Organisation of Employees.

(Case No. 77087 of 2022)

Before Commissioner Sloan

13 January 2023

VARIATION

1. Delete subclause 3.2 of clause 3, The Surcharge, of Schedule I - Temporary Fuel Surcharge, of the contract determination published 24 August 2020 (387 I.G. 924) and insert in lieu thereof the following:
- 3.2 For pay periods commencing between 16 January 2023 and 19 February 2023, the Temporary Fuel Surcharge shall be:

Vehicle Carrying Capacity	Surcharge (per km)
Rigid-carrying capacity over 3 and including 5 tonnes	\$0.13
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.17
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.25
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.25
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.25
Rigid-carrying capacity over 14 tonnes or more	\$0.32
Single Axle Prime Mover	\$0.32
Bogie Axle Prime Mover	\$0.39

For pay periods commencing between 19 December 2022 and 15 January 2023, the Temporary Fuel Surcharge shall be:

Vehicle Carrying Capacity	Surcharge (per km)
Rigid-carrying capacity over 3 and including 5 tonnes	\$0.15
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.20
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.29
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.29
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.29
Rigid-carrying capacity over 14 tonnes or more	\$0.37
Single Axle Prime Mover	\$0.37
Bogie Axle Prime Mover	\$0.45

2. Delete the tables in subclause 3.3 of clause 3, The Surcharge, of Schedule I - Temporary Fuel Surcharge, and insert in lieu thereof the following:

For pay periods commencing between 16 January 2023 and 19 February 2023:

Vehicle Carrying Capacity	Surcharge (per hour)
Rigid-carrying capacity over 8 and including 10 tonnes	\$3.47
Rigid-carrying capacity over 10 and including 12 tonnes	\$3.47
Rigid-carrying capacity over 12 and including 14 tonnes	\$3.47
Rigid-carrying capacity over 14 tonnes or more	\$4.44

Single Axle Prime Mover	\$4.46
Bogie Axle Prime Mover	\$5.41

For pay periods commencing between 19 December 2022 and 15 January 2023:

Vehicle Carrying Capacity	Surcharge (per hour)
Rigid-carrying capacity over 8 and including 10 tonnes	\$4.02
Rigid-carrying capacity over 10 and including 12 tonnes	\$4.02
Rigid-carrying capacity over 12 and including 14 tonnes	\$4.02
Rigid-carrying capacity over 14 tonnes or more	\$5.15
Single Axle Prime Mover	\$5.17
Bogie Axle Prime Mover	\$6.28

3. This variation will take effect on and from 16 January 2023.

D. SLOAN, *Commissioner*

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TRANSPORT INDUSTRY - GENERAL CARRIERS CONTRACT DETERMINATION 2017

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Transport Workers' Union of New South Wales, Industrial Organisation of Employees.

(Case No. 4405 of 2022)

Before Commissioner Sloan

31 January 2023

VARIATION

1. Delete subclause (c) of Schedule A - Transitional Rates of Remuneration, of the contract determination published 24 August 2020 (387 I.G. 924) and insert in lieu thereof the following:

(c) Contracts of Carriage performed in or in connection with Container Depots and Waterfront areas.

A.1 Hourly and kilometre rates

A.1.1 Where the Commonwealth Government's fuel tax credit subsidy is applicable

From the first full pay period commencing on or after 20 February 2023:

	Vehicle Age							
	< 1 year Old		1 - 3 Years		3 - 6 Years		6 Years +	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate	Running Rate (per km)	Hourly Standing Rate	Running Rate (per km)	Hourly Standing Rate	Running Rate (per km)	Hourly Standing Rate	Running Rate (per km)
Over 3 to 5 Tonnes	\$50.58	\$0.3270	\$49.47	\$0.3342	\$47.87	\$0.3333	\$44.75	\$0.3910
Over 5 to 8 Tonnes	\$57.98	\$0.3944	\$56.34	\$0.3950	\$54.07	\$0.3937	\$49.54	\$0.4597
Over 8 to 10 Tonnes	\$65.71	\$0.5094	\$63.52	\$0.5114	\$61.91	\$0.5100	\$54.34	\$0.5692
Over 10 to 12 Tonnes	\$71.13	\$0.6078	\$67.44	\$0.6051	\$64.99	\$0.6037	\$60.83	\$0.6675
Over 12 to 14 Tonnes	\$76.64	\$0.6624	\$71.23	\$0.6623	\$67.71	\$0.6605	\$62.92	\$0.7197
Over 14 Tonnes +	\$82.36	\$0.7986	\$76.11	\$0.7955	\$71.83	\$0.7936	\$64.84	\$0.8564
Single Axle Prime Mover	\$76.53	\$0.7441	\$72.63	\$0.7456	\$70.09	\$0.7431	\$59.49	\$0.7867
Bogie Axle Prime Mover	\$88.65	\$0.8899	\$82.22	\$0.8897	\$77.77	\$0.8872	\$66.27	\$0.9329

From the first full pay period commencing on or after 3 October 2022:

	Vehicle Age							
	< 1 year Old		1 - 3 Years		3 - 6 Years		6 Years +	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate	Running Rate (per km)	Hourly Standing Rate	Running Rate (per km)	Hourly Standing Rate	Running Rate (per km)	Hourly Standing Rate	Running Rate (per km)
Over 3 to 5 Tonnes	\$48.51	\$0.3232	\$47.45	\$0.3303	\$45.92	\$0.3290	\$42.92	\$0.3850
Over 5 to 8 Tonnes	\$55.63	\$0.3898	\$54.06	\$0.3905	\$51.88	\$0.3887	\$47.53	\$0.4527
Over 8 to 10 Tonnes	\$63.09	\$0.5045	\$60.97	\$0.5064	\$59.43	\$0.5046	\$52.17	\$0.5620
Over 10 to 12 Tonnes	\$68.29	\$0.6009	\$64.74	\$0.5983	\$62.40	\$0.5962	\$58.40	\$0.6581

Over 12 to 14 Tonnes	\$73.59	\$0.6551	\$68.38	\$0.6550	\$65.01	\$0.6525	\$60.42	\$0.7099
Over 14 Tonnes +	\$79.08	\$0.7905	\$73.06	\$0.7874	\$68.98	\$0.7847	\$62.26	\$0.8457
Single Axle Prime Mover	\$73.50	\$0.7382	\$69.74	\$0.7397	\$67.31	\$0.7363	\$57.13	\$0.7782
Bogie Axle Prime Mover	\$85.18	\$0.8826	\$78.96	\$0.8824	\$74.72	\$0.8789	\$63.68	\$0.9228

A.1.2 Where the Commonwealth Government's fuel tax credit subsidy does not apply

From the first full pay period commencing on or after 20 February 2023:

	Vehicle Age							
	< 1 year Old		1 - 3 Years		3 - 6 Years		6 Years +	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate	Running Rate (cents per km)	Hourly Standing Rate	Running Rate (cents per km)	Hourly Standing Rate	Running Rate (cents per km)	Hourly Standing Rate	Running Rate (cents per km)
Over 3 to 5 Tonnes	\$50.58	34.0094	\$49.46	34.0277	\$47.88	33.9288	\$44.75	39.6951
Over 5 to 8 Tonnes	\$57.98	40.1672	\$56.35	40.2701	\$54.07	39.3705	\$49.54	45.9644
Over 8 to 10 Tonnes	\$65.71	51.7237	\$63.54	52.0296	\$61.91	51.0342	\$54.34	56.9486
Over 10 to 12 Tonnes	\$71.13	62.0569	\$67.48	61.5763	\$64.99	60.4751	\$60.83	66.8512
Over 12 to 14 Tonnes	\$76.64	67.7674	\$71.28	67.8178	\$67.71	66.0646	\$62.92	71.9791
Over 14 Tonnes +	\$82.36	81.8239	\$76.18	81.3263	\$71.83	79.4237	\$64.84	85.7039
Single Axle Prime Mover	\$76.53	76.1269	\$72.68	76.3581	\$70.09		\$59.49	78.6722
Bogie Axle Prime Mover	\$88.65	90.9511	\$82.29	90.9095	\$77.77	88.7663	\$66.27	93.3357

From the first full pay period commencing on or after 3 October 2022:

	Vehicle Age							
	< 1 year Old		1 - 3 Years		3 - 6 Years		6 Years +	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate	Running Rate (cents per km)	Hourly Standing Rate	Running Rate (cents per km)	Hourly Standing Rate	Running Rate (cents per km)	Hourly Standing Rate	Running Rate (cents per km)
Over 3 to 5 Tonnes	\$48.51	33.6121	\$47.44	33.6302	\$45.92	33.4935	\$42.92	39.0927
Over 5 to 8 Tonnes	\$55.63	39.7014	\$54.07	39.8031	\$51.88	38.8656	\$47.53	45.2682
Over 8 to 10 Tonnes	\$63.09	51.2170	\$61.00	51.5198	\$59.43	50.4862	\$52.17	56.2291
Over 10 to 12 Tonnes	\$68.29	61.3504	\$64.79	60.8752	\$62.40	59.7265	\$58.40	65.9176
Over 12 to 14 Tonnes	\$73.59	67.0164	\$68.44	67.0662	\$65.01	65.2588	\$60.42	71.0017
Over 14 Tonnes +	\$79.08	80.9924	\$73.15	80.4999	\$68.98	78.5353	\$62.26	84.6334
Single Axle Prime Mover	\$73.50	75.5235	\$69.80	75.7529	\$67.31	73.6308	\$57.13	77.8178
Bogie Axle Prime Mover	\$85.18	90.2042	\$79.06	90.1630	\$74.72	87.9397	\$63.68	92.3226

2. Delete the tables in subclause B.1 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Per hour	Running Rate (per km)	Per km excluding fuel component running rate for the purposes of Schedule E	Per km fuel component of running rate for the purposes of Schedule E
Rigid-carrying capacity over 3 and including 5 tonnes	\$51.85	\$0.29	\$0.11	\$0.17
Rigid-carrying capacity over 5 and including 8 tonnes	\$59.00	\$0.32	\$0.13	\$0.19
Rigid-carrying capacity over 8 and including 10 tonnes	\$66.37	\$0.43	\$0.14	\$0.28
Rigid-carrying capacity over 10 and including 12 tonnes	\$67.82	\$0.46	\$0.18	\$0.28
Rigid-carrying capacity over 12 and including 14 tonnes	\$68.45	\$0.46	\$0.17	\$0.28
Rigid-carrying capacity over 14 tonnes or more	\$72.43	\$0.56	\$0.20	\$0.36
Single Axle Prime Mover	\$73.56	\$0.53	\$0.14	\$0.38
Bogie Axle Prime Mover	\$79.46	\$0.65	\$0.18	\$0.46

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Per hour	Running Rate	Per km excluding fuel component running rate for the purposes of Schedule E	Per km fuel component of running rate for the purposes of Schedule E
	(\$)	(\$/km)	(\$/km)	(\$/km)
Rigid-carrying capacity over 3 and including 5 tonnes	\$49.73	\$0.28	\$0.11	\$0.17
Rigid-carrying capacity over 5 and including 8 tonnes	\$56.61	\$0.32	\$0.12	\$0.19
Rigid-carrying capacity over 8 and including 10 tonnes	\$63.72	\$0.42	\$0.14	\$0.28
Rigid-carrying capacity over 10 and including 12 tonnes	\$65.11	\$0.46	\$0.18	\$0.28
Rigid-carrying capacity over 12 and including 14 tonnes	\$65.72	\$0.45	\$0.17	\$0.28
Rigid-carrying capacity over 14 tonnes or more	\$69.55	\$0.55	\$0.19	\$0.36
Single Axle Prime Mover	\$70.65	\$0.52	\$0.14	\$0.38
Bogie Axle Prime Mover	\$76.34	\$0.64	\$0.18	\$0.46

3. Delete the tables in subclause B.2 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Per hour	Running Rate (per km)	Per km excluding fuel component running rate for the purposes of Schedule E	Per km fuel component of running rate for the purposes of Schedule E
Rigid-carrying capacity over 3 and including 5 tonnes	\$47.95	\$0.36	\$0.19	\$0.17
Rigid-carrying capacity over 5 and including 8 tonnes	\$53.32	\$0.40	\$0.21	\$0.19
Rigid-carrying capacity over 8 and including 10 tonnes	\$56.91	\$0.50	\$0.22	\$0.28
Rigid-carrying capacity over 10 and including 12 tonnes	\$62.61	\$0.54	\$0.26	\$0.28
Rigid-carrying capacity over 12 and including 14 tonnes	\$62.47	\$0.53	\$0.25	\$0.28
Rigid-carrying capacity over 14 tonnes or more	\$63.69	\$0.64	\$0.27	\$0.36
Single Axle Prime Mover	\$60.31	\$0.58	\$0.22	\$0.36
Bogie Axle Prime Mover	\$65.09	\$0.70	\$0.26	\$0.44

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Per hour (\$)	Running Rate (\$/km)	Per km excluding fuel component running rate for the purposes of Schedule E (\$/km)	Per km fuel component of running rate for the purposes of Schedule E (\$/km)
Rigid-carrying capacity over 3 and including 5 tonnes	\$45.99	\$0.35	\$0.18	\$0.17
Rigid-carrying capacity over 5 and including 8 tonnes	\$51.16	\$0.40	\$0.20	\$0.19
Rigid-carrying capacity over 8 and including 10 tonnes	\$54.63	\$0.49	\$0.21	\$0.28
Rigid-carrying capacity over 10 and including 12 tonnes	\$60.12	\$0.54	\$0.25	\$0.28
Rigid-carrying capacity over 12 and including 14 tonnes	\$59.98	\$0.52	\$0.24	\$0.28
Rigid-carrying capacity over 14 tonnes or more	\$61.15	\$0.63	\$0.27	\$0.36
Single Axle Prime Mover	\$57.92	\$0.57	\$0.21	\$0.36
Bogie Axle Prime Mover	\$62.54	\$0.70	\$0.26	\$0.44

4. Delete the tables in subclause B.3 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

Trailer Type	Per Hour	Per kilometre
Semi-trailer	\$8.76	\$0.1653
B-Double lead trailer	\$8.00	\$0.1653
Refrigerated trailer	\$13.54	\$0.1653

From the first full pay period commencing on or after 3 October 2023:

Trailer Type	Per Hour	Per kilometre
Semi-trailer	\$8.46	\$0.1605
B-Double lead trailer	\$7.72	\$0.1605
Refrigerated trailer	\$13.03	\$0.1605

5. Delete subclause B.4 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

B.4 NHVR Training and Accreditation

B.4.1 NHVR Training and Accreditation System Set Up

B.4.2 The lump sum allowance referred to in clause 22.2 is:

- (a) from the first full pay period commencing on or after 20 February 2023:
\$7,443.28; and
- (b) from the first full pay period commencing on or after 3 October 2022:
\$7,462.65

6. Delete the tables in subclause B.5 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Per hour
Bogie Axle Prime Mover	\$0.05
Single Axle Prime Mover	\$0.05
Rigid-carrying capacity over 14 tonnes or more	\$0.05
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.05
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.05
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.05
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.05
Rigid-carrying capacity over 2 and including 5 tonnes	\$0.04
Rigid-carrying capacity less than 2 tonnes	

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Per hour
Bogie Axle Prime Mover	\$0.05
Single Axle Prime Mover	\$0.04
Rigid-carrying capacity over 14 tonnes or more	\$0.04
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.04
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.04

Rigid-carrying capacity over 8 and including 10 tonnes	\$0.04
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.04
Rigid-carrying capacity over 2 and including 5 tonnes	\$0.04
Rigid-carrying capacity less than 2 tonnes	

7. Delete the tables in subclause B.6 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Per hour
Bogie Axle Prime Mover	\$0.31
Single Axle Prime Mover	\$0.31
Rigid-carrying capacity over 14 tonnes or more	\$0.31
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.31
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.31
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.31
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.31
Rigid-carrying capacity over 2 and including 5 tonnes	\$0.31
Rigid-carrying capacity up to and including 2 tonnes	

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Per hour
Bogie Axle Prime Mover	\$0.31
Single Axle Prime Mover	\$0.31
Rigid-carrying capacity over 14 tonnes or more	\$0.31
Rigid-carrying capacity over 12 and including 14 tonnes	\$0.31
Rigid-carrying capacity over 10 and including 12 tonnes	\$0.31
Rigid-carrying capacity over 8 and including 10 tonnes	\$0.31
Rigid-carrying capacity over 5 and including 8 tonnes	\$0.31
Rigid-carrying capacity over 3 and including 5 tonnes	\$0.31
Rigid-carrying capacity less than 3 tonnes	

8. Delete subclause B.7 of Schedule B – New Rates of Remuneration and insert in lieu thereof the following:

B.7 Additional amounts

B.7.1 Ropes and Gear Allowance

A Contract Carrier who, in order to perform a contract of carriage, is required to supply tarpaulins, ropes, gates, chains and dogs for use in a Contract of Carriage must be paid the following allowance per day or part day during which the equipment is used for the purpose of the Contract of Carriage:

- (a) from the first full pay period commencing on or after 20 February 2023:

\$4.67.

- (b) from the first full pay period commencing on or after 3 October 2022:

\$4.68.

B.7.2 Twistlock Allowance

A Contract Carrier who, in order to perform a Contract of Carriage, is required to fit his trailer with twistlocks for the carriage of I.S.O. containers must be paid the following allowance per day or part day during which the equipment is used for the purpose of the Contract of Carriage:

- (a) from the first full pay period commencing on or after 20 February 2023:

\$3.50

- (b) from the first full pay period commencing on or after 3 October 2022:

\$3.51

B.7.3 Mechanical Lifting Equipment Allowance

A Contract Carrier who, in order to perform a contract of carriage, is required to supply rear or sideloading mechanical devices, shall be paid the following allowance for each day (and proportionately for part of a day) during which the equipment is used for the purpose of the Contract of Carriage:

From the first full pay period commencing on or after 20 February 2023:

Equipment type	Per day \$
Rear-Lift Platform up to and including 3,000 lbs capacity	\$5.59
Rear-Lift Platform up to and including 6,000 lbs capacity	\$7.67
Side loading device	\$24.67

From the first full pay period commencing on or after 3 October 2022:

Equipment type	Per day \$
Rear-Lift Platform up to and including 3,000 lbs capacity	\$5.61
Rear-Lift Platform up to and including 6,000 lbs capacity	\$7.69
Side loading device	\$24.73

9. Delete the tables after paragraph (c) in subclause 2 of Schedule C – Waterfront and Container Depots and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Rate A	Rate B
Rigid Vehicle	Subsidy	No Subsidy
Not less than 8 and not greater than 10 tonnes	\$62.30291	\$62.30706
Not less than 10 and not greater than 12 tonnes	\$70.16822	\$70.18285
Not less than 12 and not greater than 14 tonnes	\$72.99331	\$72.99491
Not less than 14 tonnes	\$76.81962	\$76.82919
Single Axle Prime Mover	\$70.49264	\$70.49296
Bogie Axle Prime Mover	\$79.32526	\$79.33167

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Rate A	Rate B
Rigid Vehicle	Subsidy	No Subsidy
Not less than 8 and not greater than 10 tonnes	\$60.03	\$60.04
Not less than 10 and not greater than 12 tonnes	\$67.61	\$67.62
Not less than 12 and not greater than 14 tonnes	\$70.35	\$70.35
Not less than 14 tonnes	\$74.09	\$74.10
Single Axle Prime Mover	\$68.02	\$68.02

Bogie Axle Prime Mover	\$76.59	\$76.60
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10. Delete the tables in subclause 3, Trailer Allowance, of Schedule C – Waterfront and Container Depots and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

40 ft Skel trailer	\$59.68 per day	\$55.22 per day
40 ft General Purpose trailer	\$59.61 per day	\$58.15 per day
Dog or Pig trailer	\$44.62 per day	\$43.52 per day
Pup trailer	\$29.80 per day	\$29.07 per day
20 ft Skel trailer	\$53.65 per day	\$52.35 per day

From the first full pay period commencing on or after 3 October 2022:

40 ft Skel trailer	\$58.27 per day	\$56.84 per day
40 ft General Purpose trailer	\$58.27 per day	\$56.84 per day
Dog or Pig trailer	\$43.62 per day	\$42.54 per day
Pup trailer	\$29.13 per day	\$28.42 per day
20 ft Skel trailer	\$52.44 per day	\$51.17 per day

11. Delete the tables in subclause 4, Towing Rates, of Schedule C – Waterfront and Container Depots and insert in lieu thereof the following:

From the first full pay period commencing on or after 20 February 2023:

40 ft trailer	\$3.12 per hour	\$3.04 per hour
Dog/Pig trailer	\$6.10 per hour	\$5.95 per hour
Pup trailer	\$4.50 per hour	\$4.39 per hour

From the first full pay period commencing on or after 3 October 2022:

40 ft trailer	\$3.05 per hour	\$2.97 per hour
Dog/Pig trailer	\$5.97 per hour	\$5.82 per hour
Pup trailer	\$4.40 per hour	\$4.29 per hour

12. Delete subclauses F.1 and F.2 of Schedule F – Old Rates of Remuneration, and insert in lieu thereof the following:

F.1 Where the Commonwealth Government's fuel tax credit subsidy is applicable

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Vehicle Age					
	Scale A (Up to 1 year)		Scale B (over 1 year, up to 3 years)		Scale C (over 3 years)	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)
Up to 2 Tonnes						
Over 2 to 5 Tonnes	45.47	0.4950	0.2795	0.2155	39.92	0.5309
Over 5 to 8 Tonnes	53.91	0.6852	0.4035	0.2817	45.72	0.6883
Over 8 to 10 Tonnes	63.08	0.8422	0.5422	0.2999	52.11	0.8518
Over 10 to 12 Tonnes	84.37	1.1801	0.6845	0.4956	65.94	1.1670

Over 12 to 14 Tonnes	109.41	1.4848	0.8958	0.5891	82.39	1.4842
Over 14 Tonnes +	122.09	1.7668	1.0049	0.7619	90.84	1.7512
Single Axle Prime Mover	88.41	1.6178	0.9567	0.6612	68.91	1.6252
Bogie Axle Prime Mover	125.44	1.8604	1.1044	0.7561	93.26	1.8590

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Vehicle Age					
	Scale A (Up to 1 year)		Scale B (over 1 year, up to 3 years)		Scale C (over 3 years)	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)
Up to 2 Tonnes						
Over 2 to 5 Tonnes	43.61	0.4892	38.29	0.5247	30.65	0.5183
Over 5 to 8 Tonnes	51.73	0.6773	43.85	0.6803	32.99	0.6714
Over 8 to 10 Tonnes	60.56	0.8339	49.98	0.8435	42.30	0.8345
Over 10 to 12 Tonnes	81.00	1.1667	63.25	1.1537	51.55	1.1436
Over 12 to 14 Tonnes	105.06	1.4684	79.03	1.4678	62.18	1.4552
Over 14 Tonnes +	117.23	1.7489	87.13	1.7334	66.68	1.7197
Single Axle Prime Mover	84.91	1.6050	66.09	1.6124	53.97	1.5952
Bogie Axle Prime Mover	120.53	1.8451	89.45	1.8438	68.25	1.8267

F.2 Where the Commonwealth Government's fuel tax credit subsidy does not apply

From the first full pay period commencing on or after 20 February 2023:

Class of Vehicle	Vehicle Age					
	Scale A (Up to 1 year)		Scale B (over 1 year, up to 3 years)		Scale C (over 3 years)	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)
Up to 2 Tonnes						
Over 2 to 5 Tonnes	45.47	56.0279	32.5233	23.5046	39.88	56.1194
Over 5 to 8 Tonnes	53.91	72.1453	43.5916	28.5537	45.78	72.6600
Over 8 to 10 Tonnes	63.08	88.1136	57.9794	30.1342	52.23	89.6427
Over 10 to 12 Tonnes	84.37	124.4094	74.0656	50.3438	66.13	122.0061
Over 12 to 14 Tonnes	109.41	156.0977	96.5233	59.5744	82.60	156.3497
Over 14 Tonnes +	122.09	186.4915	109.0101	77.4814	91.16	184.0039
Single Axle Prime Mover	88.41	170.3495	103.3408	67.0087	69.13	171.5055
Bogie Axle Prime Mover	125.44	195.8257	119.2409	76.5848	93.60	195.6178

From the first full pay period commencing on or after 3 October 2022:

Class of Vehicle	Vehicle Age					
	Scale A (Up to 1 year)		Scale B (over 1 year, up to 3 years)		Scale C (over 3 years)	
Rigid Vehicles Carrying Capacity	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)	Hourly Standing Rate (\$)	Running Rate (\$ per km)
Up to 2 Tonnes						
Over 2 to 5 Tonnes	45.47	56.0279	32.5233	23.5046	39.88	56.1194
Over 5 to 8 Tonnes	53.91	72.1453	43.5916	28.5537	45.78	72.6600
Over 8 to 10 Tonnes	63.08	88.1136	57.9794	30.1342	52.23	89.6427
Over 10 to 12 Tonnes	84.37	124.4094	74.0656	50.3438	66.13	122.0061
Over 12 to 14 Tonnes	109.41	156.0977	96.5233	59.5744	82.60	156.3497
Over 14 Tonnes +	122.09	186.4915	109.0101	77.4814	91.16	184.0039
Single Axle Prime Mover	88.41	170.3495	103.3408	67.0087	69.13	171.5055
Bogie Axle Prime Mover	125.44	195.8257	119.2409	76.5848	93.60	195.6178

Up to 2 Tonnes						
Over 2 to 5 Tonnes	43.61	55.3734	38.25	55.4638	30.66	54.7806
Over 5 to 8 Tonnes	51.73	71.3086	43.93	71.8173	32.99	67.1295
Over 8 to 10 Tonnes	60.56	87.2504	50.15	88.7645	42.30	83.5961
Over 10 to 12 Tonnes	81.00	122.9930	63.49	120.6171	51.55	114.8734
Over 12 to 14 Tonnes	105.06	154.3677	79.31	154.6169	62.18	145.5798
Over 14 Tonnes +	117.23	184.5964	87.53	182.1341	66.68	172.3111
Single Axle Prime Mover	84.91	168.9993	66.40	170.1462	53.97	159.5356
Bogie Axle Prime Mover	120.53	194.2176	89.93	194.0114	68.25	182.8948

13. This variation will take effect on and from 20 February 2023.

D. SLOAN, *Commissioner*

Printed by the authority of the Industrial Registrar.

(1765)

SERIAL C9615

CROWN EMPLOYEES (CORRECTIONAL OFFICERS, CORRECTIVE SERVICES NSW) AWARD FOR KEMPSEY, DILLWYNIA, WELLINGTON AND JOHN MORONY CORRECTIONAL CENTRES

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Application by Industrial Relations Secretary.

(Case No. 387960 of 2022)

Before Chief Commissioner Constant

12 January 2023

ORDER OF RESCISSION

The Industrial Relations Commission of New South Wales orders that the Crown Employees (Correctional Officers, Corrective Services NSW) Award for Kempsey, Dillwynia, Wellington and John Morony Correctional Centres published 29 July 2022 (392 I.G. 352) as varied, be rescinded on and from 16 January 2023.

N. CONSTANT, *Chief Commissioner*

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