

**NOTICE OF INTENTION TO NEGOTIATE AN ENTERPRISE AGREEMENT UNDER THE  
FAIR WORK ACT 1994 (SA)**

**TO ALL EMPLOYEES COVERED BY THE SOUTH AUSTRALIAN MODERN PUBLIC  
SECTOR ENTERPRISE AGREEMENT: SALARIED 2017**

TAKE NOTICE that the Chief Executive, Department of Treasury and Finance proposes to begin negotiations for an enterprise agreement.

The proposed date for commencement of negotiations is: **Tuesday, 17 December 2019**

The proposed place for commencement of negotiations is: **Pilgrim Centre, located at the rear of 12 Flinders Street, Adelaide commencing at 2pm.**

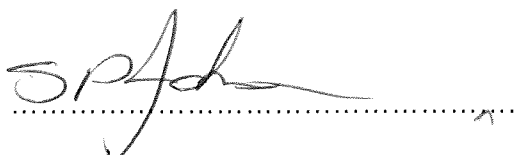
It is proposed that the enterprise agreement will bind employees who meet the following criteria:

1. An employee must be employed in a category described in List 1 of Attachment A of this Notice;
2. An employee must be employed in an SA Public Sector agency in List 2 of Attachment A of this Notice; and
3. Provided that the employee must not be employed in a position, or in an organisation, division or entity identified in Attachment B.

Employees have the right to be represented in the negotiation of, and in any proceedings for approval of, the enterprise agreement, by an employee association registered under the *Fair Work Act 1994 (SA)*, or another agent of their choice.

Employees to be involved in these negotiations can gain access to current copies of the relevant industrial instruments (i.e. industrial award or enterprise agreement), which currently regulate their employment by contacting the Human Resources Section of the SA public sector agency in which they work.

Employees should note that, under the *Fair Work Act 1994 (SA)*, your employer is bound to provide you with a copy of your Award upon request unless you have previously requested a copy in the last 12 months or your employer has been relieved of the obligation to provide a copy by the South Australian Employment Tribunal.



Simon Johnson,  
Director Enterprise Bargaining,  
Industrial Relations and Policy Branch, Department of Treasury and Finance  
**For the Chief Executive, Department of Treasury and Finance**  
(As the declared employer of public employees pursuant to the *Fair Work (General) Regulations 2009*)

26 November 2019

**ATTACHMENT A  
LIST 1**

**EMPLOYMENT CATEGORIES**  
(however described)  
**included in the proposed negotiations for the  
proposed enterprise agreement**

- Administrative Services Stream
- Allied Health Assistants
- Allied Health Professionals Stream
- CFS Operation Staff
- Correctional Officers
- Country Arts Trust
- Dental Officers
- Grant Funded Scientists
- Interpreters and Translators
- Legal Officers
- Legal Officers – Attorney General's
- Legal Services Commission
- Medical Physicists
- Medical Scientists
- Models
- Operational Services Stream
- Professional Officers Stream
- Technical Services Stream
- Visiting Dental Staff Agreement
- Visiting Podiatrists

**ATTACHMENT A  
LIST 2**

**SA PUBLIC SECTOR AGENCIES**  
(however described)  
**included in the proposed negotiations for the  
proposed enterprise agreement**

- Attorney-General's Department
- Auditor-General's Department
- Department for Child Protection
- Office of the Commissioner for Public Sector Employment
- Department for Correctional Services
- Defence SA
- Department for Education
- Electoral Commission of South Australia
- Department for Energy and Mining
- Department for Environment and Water
- Environment Protection Authority
- Office of Green Industries SA
- Department for Health and Wellbeing (including incorporated hospitals and SA Ambulance Service under the *Health Care Act 2008*)
- Department of Human Services
- Department for Innovation and Skills
- Department of Planning, Transport and Infrastructure
- Department of the Premier and Cabinet
- Department of Primary Industries and Regions
- Office for Recreation, Sport and Racing
- South Australian Mental Health Commission
- South Australian Police Department
- Office of the South Australian Productivity Commission
- Department for Trade, Tourism and Investment
- Department of Treasury and Finance
- Office of Venue Management
- Carclew Incorporated
- Courts Administration Authority
- Dairy Authority of South Australia
- Education and Early Childhood Registration and Standards Board of South Australia
- History Trust of SA
- Legal Services Commission of SA
- Lifetime Support Authority
- Lotteries Commission of South Australia
- Office of the Legal Profession Conduct Commissioner
- SACE Board of South Australia
- South Australian Country Arts Trust
- South Australian Country Fire Service
- South Australian Fire and Emergency Services Commission
- South Australian Metropolitan Fire Service
- South Australian State Emergency Service
- South Australian Tourism Commission
- TAFE SA
- Teachers Registration Board
- Urban Renewal Authority trading as Renewal SA
- South Australian Housing Trust
- Office of the Commissioner for Children and Young People

## ATTACHMENT B

### GROUPS NOT INCLUDED IN THE PROPOSED NEGOTIATIONS FOR THE PROPOSED ENTERPRISE AGREEMENT

The enterprise agreement will not be binding on persons appointed, employed or holding a position:

- As Chief Executive, Chief Executive Officer or Executive, whether appointed pursuant to the *Public Sector Act 2009* (or predecessor Act) or not (except that this Enterprise Agreement shall be binding on the CE, DTF in the capacity as employer of public employees pursuant to the *Fair Work Act 1994*);
- Subject to a contract (whether at common law or pursuant to statute) which specifies a salary at or above South Australian Executive Service level 1 (unless the employee is employed to perform duties, or in a position, that has a classification specified in Appendix 2: Salaries and Wages);
- Subject to an Award or agreement pursuant to the *Fair Work Act 2009* (Cth);
- Pursuant to the *Police Act 1998* (including those persons whose appointment or employment is continued pursuant to that Act but excluding employees engaged pursuant to clause 4.16 of the *Police Officers Award*);
- Whose remuneration is fixed pursuant to the *Remuneration Act, 1990*;
- As an employee or officer employed under the provisions of the *Electoral Act 1985*;
- As Aboriginal Education Workers whose employment is subject to the *Aboriginal Education Workers (DECS) Award*;
- As Assistants to Members of the South Australian Parliament;
- As Early Childhood Workers whose employment is subject to the *Early Childhood Workers Award*;
- As Firefighters employed by the South Australian Metropolitan Fire Service;
- As Hourly Paid Instructors;
- As Lecturer and Lecturer related employees whose employment is subject to the *TAFE (Educational Staff) Interim Award*;
- As Managers Legal Services (Attorney-General's Department/Crown Solicitor's Office/Legal Services Commission);
- As Ministerial Contract employees;
- As Nurses or as Midwives;
- As Officers of the Parliament of SA (including employees of the Joint Parliamentary Services Committee);
- As Salaried Medical Officers, Visiting Medical Specialists or Clinical Academics;
- As School Bus Drivers in the Department of Education;
- As School Services Officers;
- As Statutory Office Holders;
- As Teachers (including teachers holding or employed in other positions where the teacher continues to be entitled to payment as a teacher);
- As Trainees who are undertaking a training contract as defined by the *Training and Skills Development Act 2008*;
- As an employee who is subject to the *SA Ambulance Service Enterprise Agreement 2017* (or successor);
- As a weekly paid employee covered by the *South Australian Public Sector Wages Parity Enterprise Agreement: Weekly Paid 2017* (or successor);
- As a weekly paid employee covered by the *South Australian Public Sector Wages Parity Enterprise Agreement (Plumbing, Metal and Building Trades) 2016* (or successor).

### ORGANISATIONS, DIVISIONS AND ENTITIES NOT INCLUDED IN THE PROPOSED NEGOTIATIONS FOR THE PROPOSED ENTERPRISE AGREEMENT

- Adelaide Cemeteries Authority
- Adelaide Festival Centre Trust
- Adelaide Venue Management Corporation
- Funds SA
- Homestart Finance
- Independent Commission Against Corruption
- Parliament of SA (including the Joint Parliamentary Services Committee)
- Rail Commissioner
- Return to Work Corporation of South Australia
- SA Film Corporation
- SA Forestry Corporation
- SA Water Corporation
- State Opera of SA
- State Theatre Company
- West Beach Trust
- Non Budget Funded Public Sector Organisations not specifically named