

VBIDP

VICTORIAN BUILDING INDUSTRY DISPUTES PANEL

CHAIRMAN: BOB MERRIMAN
CONSTRUCTION INDUSTRY HOUSE
80 DRUMMOND STREET, CARLTON 3053
(enter via Queensberry Street)
TEL: (03) 9639 1322 FAX: (03) 9639 2490

ADCO CONSTRUCTIONS (VIC) PTY LTD

- and -

CFMEU

RE: WORKING ON RDOs

MONDAY, 30 OCTOBER 2006

130 - 2006


DECISION

This matter relates to a Union notification to the Panel seeking a determination that the above contractor had not followed the EBA procedure with regard to the performance of work on a lockdown/RDO weekend. (Refer Clause 3 4.5(b) Work on Scheduled RDO).

Management acknowledged that the procedures had not been fully complied with on this occasion and assured those present of their unqualified intention to fulfil their obligations in the future.

The second issue was the presence or otherwise of the principal contractor's Managerial and Occupational Health & Safety Representative being on site on the day in question. This was a disputed issue by the parties as to the actual facts which the Panel cannot determine.

In considering, the arguments submitted by the Union as to the breadth of the responsibilities required by the principal contractor's Managerial and Occupational Health & Safety Representative in respect to control of the site, this is a matter which should be pursued further by the parties with the Worksafe authorities.


BOB MERRIMAN
CHAIRMAN


BILL DAVIS


PETER KNIGHT

DATED THIS

30

DAY OF

October

2006