



Chairman: Peter Parkinson  
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**CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION (CFMEU)**

**and**

**RELIABLE SCAFFOLD SERVICES PTY LTD (RELIABLE)**

**RE: SCOPE OF ENTERPRISE AGREEMENTS**

**16 APRIL, 2019**

**004-2019**

**STATEMENT**

[1] Reliable notified a Dispute on 26 March 2019 pursuant to its applicable Enterprise Agreement [*Reliable Scaffold Services Pty Ltd and the CFMEU Contract Scaffold Enterprise Agreement 2011-2015*]. The Dispute Notice also referenced another employer, Easy Reach, which holds a separate Enterprise Agreement not subject to the Panel's jurisdiction [*Easy Reach Scaffolding Pty Ltd Agreement 2016*]. The employers requested a Conference of the parties before the Chairperson.

[2] The Chairman convened a Conference of the parties on 16 April 2019.

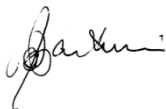
[3] Both Companies operate in the scaffolding industry with some level of joint ownership. Each employer maintains a separate workforce. According to the employers it is intended that Easy Reach would operate in the housing/cottage sector, its principle

area of activity, and Reliable would operate in the commercial building sector, its only area of activity.

[4] It seems to the Chairman that the applicable scope of both Enterprise Agreements would be better constructed than is presently the case, in order to accurately reflect the scope of operation of each employer. The Chairman suggested a number of ways this might be achieved.

[5] The Chairman proposed that the employers and the CFMEU consider these possible approaches and recommended that the employers formally propose an approach to solving the matter in writing to the CFMEU, following which the parties confer to discuss the matters some time after the Easter break. The Chairman encouraged the parties to make their best endeavours to reach an appropriate outcome.

[6] The Chairman and/or Panel can be available to the parties to assist in any subsequent Conferences should either party so request. The Panel's file will remain open pending further advice from the employers.



**Peter Parkinson**  
**Chairman**



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**CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION (CFMEU)**

**and**

**RELIABLE SCAFFOLD SERVICES PTY LTD (RELIABLE)**

**RE: SCOPE OF ENTERPRISE AGREEMENTS**

**14 June 2019**

**004-2019**

**STATEMENT NO. 2**

[1] Reliable notified a Dispute on 26 March 2019 pursuant to its applicable Enterprise Agreement [*Reliable Scaffold Services Pty Ltd and the CFMEU Contract Scaffold Enterprise Agreement 2011-2015*]. The Dispute Notice also referenced another employer, Easy Reach, which holds a separate Enterprise Agreement not subject to the Panel's jurisdiction [*Easy Reach Scaffolding Pty Ltd Agreement 2016*]. The employers requested a Conference of the parties before the Chairperson.

[2] The Panel convened a Conference of the parties on 16 April 2019 and issued a Statement which is to be read in conjunction with this Statement.

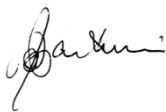
[3] The employer corresponded with the CFMEU on 3 May 2019 as recommended by the Chairman. There had been no subsequent dialogue between the parties arising from which the employer requested the Chairman convene a further Conference.

[4] The Chairman convened a Conference of the parties on 14 June 2019. Reliable was represented by Mr B. Shaw.

[5] The parties outlined their positions in relation to the matters of controversy. It is clear that the principal issue that arises is in relation to the operations of Easy Reach, for which the Panel has no formal powers under the applicable Enterprise Agreement.

[6] The matter was not able to be resolved in Conference however Mr Shaw on behalf of the employer undertook to consider a further proposal which the employer may forward to the CFMEU shortly. The CFMEU indicated it would consider any further proposal promptly, noting the availability of the CFMEU representative.

[7] The Chairman encouraged the parties to maintain a constructive dialogue with a view to resolving the matter and confirmed his availability to further assist the parties as appropriate. The Panel will keep the file open pending further advise from Reliable.



**Peter Parkinson**  
**Chairman**