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**PLUMBING TRADES EMPLOYEES UNION – CEPU PLUMBING DIVISION**

**and**

**THE TRUSTEE FOR FRAWLEY TRADING TRUST**

**T/AS**

**ULTIMATE AIRCONDITIONING PTY LTD**

**RE: ALLEGED NON PAYMENT OF SICK LEAVE**

**2 MAY 2018**

**006-2018**

**STATEMENT**

[1] The PTEU notified a dispute on 27 April 2018 concerning the alleged non payment of sick leave to a member as per the Enterprise Agreement, *Ultimate Airconditioning (Aust) Pty Ltd and CEPU – Plumbing Division (Vic) Enterprise Agreement 2011-2015*.

[2] The Panel conducted a Conference between the parties on 2 May 2018.

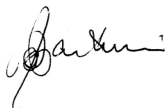
[3] Prior to the Conference the Chairman discussed the matter with the parties.

[4] At the Conference, the Employer, represented by M. Frawley, confirmed that the employee had not been paid in accordance with the applicable Enterprise Agreement and that arrangements had now been made to rectify the matter by a payment made to the employee's account that morning, which it said exhausted his sick leave entitlement. The Employer undertook to forward evidence of the payment to both the Panel and the PTEU immediately following the Conference.

[5] The Chairman reminded the employer of its obligations under the Enterprise Agreement and the Fair Work Act 2009.

[6] The PTEU submitted that its member considered that his accrued sick leave was greater than had been indicated by the Employer. The Employer agreed to provide to both the Panel and the PTEU its relevant records which it said would evidence the correct accrual for the employee, immediately following the Conference. The PTEU agreed to review the material and discuss with the Employer.

[7] The PTEU is to advise the Panel if the matter is settled or if it seeks any further assistance of the Panel.



**Peter Parkinson**  
**Chairman**



**Daniel Hodges**  
**Panel Member**