



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

**and**

**RAVEN SCAFFOLDS PTY LTD**

**Re: WORK ON SCHEDULED RDO**

**14 NOVEMBER 2017**

**019-2017**

**STATEMENT**

[1] The CFMEU notified a dispute on 1 November 2017 regarding an alleged failure by the Company to comply with the provisions of the Enterprise Agreement concerning working on the RDO scheduled for 16 October 2017 (*Raven Scaffolds Pty Ltd and the CFMEU (Victorian Construction and General Division) Contract Scaffold Enterprise Agreement 2016-2018*).

[2] A Conference before the Panel was held on 14 November 2017.

[3] The Employer explained that employees were at various times employed either by Raven Scaffolds Pty Ltd or an associated entity, namely Ericson Contractors. Ericson Contractors had been established for the purposes of conducting work in the domestic sector, whereas Raven Scaffolds conducted work in the commercial sector.

[4] The Project site in question was a commercial site in Box Hill.

[5] It became clear to the Panel, having regard to the arrangements made regularly by the Employer to transfer the employment of personnel between the two companies from time to time, that for the purposes of this dispute the *Raven Scaffolds Pty Ltd and the CFMEU (Victorian Construction and General Division) Contract Scaffold Enterprise Agreement 2016-2018* had application in relation to issues in question.

[6] The Employer acknowledged the requirements of the Enterprise Agreement and its applicability to the circumstances of this matter and in particular, the transferring employee/s in question. The

Employer committed to follow the applicable terms of the Enterprise Agreement in such circumstances in future and make whatever necessary arrangements for compliance going forward.

[7] On the basis of this commitment the CFMEU confirmed it was satisfied that the matter was settled.

[8] The Panel recommended that the parties jointly monitor the activities going forward in the same constructive manner that this matter was dealt with before the Panel by the parties.

[9] The Panel will record the matter as settled.



**Peter Parkinson**  
**Chairman**



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