



ACN: 110 263 182

VICTORIAN BUILDING INDUSTRY DISPUTES PANEL

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***CONSTRUCTION, FORESTRY, MINING AND ENERGY UNION***

***and***

***MELBOURNE CONCRETE RECTIFICATION TRUST (ATF) T-AS MELBOURNE  
CONCRETE RECTIFICATIONPTY LTD***

***RE: ALLEGED NON COMPLIANCE WITH EBA INCLUDING FAILURE TO PAY  
INCOLINK, CBUS CONTRIBUTIONS AND CASUAL LOADING***

**13 December 2016**

**027-2016**

**STATEMENT**

[1] The CFMEU notified a dispute on 29 November 2016 regarding the alleged non-compliance by Melbourne Concrete Rectification (the Employer) with the Enterprise Agreement concerning a single employee.

[2] The Chairperson conducted a Conference with the parties on 13 December 2016.

[3] The evidence confirmed that the Employer was in breach of the Enterprise Agreement concerning wages and other various entitlements, whilst employed on relevantly applicable building and construction work, which was conceded by the Employer.

[4] The Employer confirmed that the employee had been made redundant and not replaced.

[5] In Conference the parties reached agreement to settle the matter by payment of an agreed sum within seven (7) days on appropriate terms which the parties undertook to confirm in a deed of settlement immediately following the Conference.

[6] The CFMEU is to notify the Chairperson of a final confirmed settlement by close of business 13 December 2016, upon which time the matter will be closed. Should the matter not be resolved as intended the Chairperson will relist the matter.

[7] The Chairperson reminded the Employer of his obligations under the Enterprise Agreement and his obligations generally in respect to employment record keeping and other lawful employment obligations.

**Peter Parkinson**  
**Chairperson**