

# **VBIDP**

## **VICTORIAN BUILDING INDUSTRY DISPUTES PANEL**

**CHAIRMAN: BOB MERRIMAN**  
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### **DECISION**

**WALTON CONSTRUCTION**

**BUXTON CONSTRUCTION**

**BAULDERSTON HORNIBROOK**

**ALFRED HOSPITAL  
(OLD BUILDING)**

**CFMEU  
CFMEU (P)**

**CLAIM FOR SITE ALLOWANCE**

**092-2006**

This matter has been the subject to two site visits including a hearing on site wherein I was able to review and understand the nature of the works underway or works about to commence.

The hearing which took place on Friday 21 July 2006 involved the parties outlining their submissions which included the fact that the project value in total is approximately \$8 million with future project works identified by the Government to an expected value to approximately \$20 million.

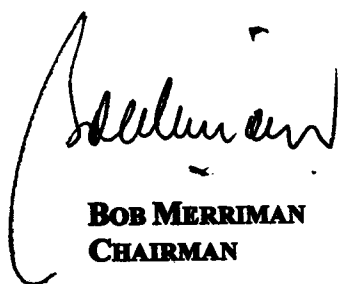
The parties also detailed the history of such works at the Hospital site wherein it was performed basically as refurbishment work.

The Union submitted that their claim was not for the total project value, but consistent with work being performed in "the old building", they were seeking payment of the refurbishment rate as outlined in Appendix C in the EBA.

The representatives of Baulderstone and Walton confirmed that the projects on foot were within the "old building" site and the fact that sub-contractors may work across different component of the total project. Neither Company opposed the position put by the Union.

The MBAV who represented Buxton, who were not present, sought a further opportunity to confer with the Company and subsequently the Company contacted myself seeking a further hearing which has been set down at the Panel's premises for 9:30am on July 27<sup>th</sup>, 2006.

I am convinced on the material before me and in respect to the works in the "old building" performed by Baulderstone and Walton that the correct application of the guidelines in accordance with Appendix C in the EBA particularly Clause 7.1(b) is the appropriate site allowance and I find accordingly.



**BOB MERRIMAN**  
**CHAIRMAN**

**DATED THIS**

25

**DAY OF**

July

**2006**