



DECISION

Fair Work Act 2009
s.185—Enterprise agreement

St Luke's Care T/A St Luke's Homecare
(AG2016/342)

ST LUKE'S HOMECARE (HOMECARE EMPLOYEES), NSWNMA/ANMF AND UNITED VOICE ENTERPRISE AGREEMENT 2015

Health and welfare services

COMMISSIONER JOHNS

MELBOURNE, 3 MARCH 2016

St Luke's Care trading as St Luke's Homecare (Homecare Employees), NSWNMA/ANMF and United Voice Enterprise Agreement 2015.

[1] On 18 February 2016 St Luke's Care T/A St Luke's Homecare (**Applicant**) made an application for approval of the *St Luke's Homecare (Homecare Employees), NSWNMA/ANMF and United Voice Enterprise Agreement 2015 (Agreement)*. The application was made pursuant to s 185 of the *Fair Work Act 2009 (Cth) (Act)*. The Agreement is a single-enterprise agreement.

[2] The Agreement was lodged within 14 days after it was made.

[3] The Applicant has provided written undertakings. A copy of the undertakings is attached as Annexure A. The Commission is satisfied that the undertakings will not cause financial detriment to any employee covered by the Agreement and that the undertakings will not result in substantial changes to the Agreement.

[4] Subject to the undertakings referred to above, the Commission is satisfied that each of the requirements of ss 186, 187, 188 and 190, as are relevant to this application for approval, has been met.

[5] The Australian Nursing and Midwifery Federation and United Voice, being bargaining representatives for the Agreement, have given notice under s 183 of the Act that they want the Agreement to cover them. In accordance with s 201(2), the Commission notes that the Agreement covers these organisations.

[6] The Agreement is approved. In accordance with s 54 of the Act the Agreement will operate from 10 March 2016. The nominal expiry date of the Agreement is 30 June 2017.



COMMISSIONER

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Annexure A

**St Luke's Trading as St Luke's Homecare (Homecare Employees), NSWNMA/ANMF and
United Voice Enterprise Agreement 2015-2017**

In respect of the above agreement the following undertaking is provided by the employer:

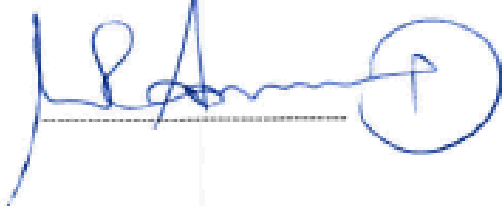
Clause 34(viii) incorrectly excludes casual employees from overtime. It is agreed that it be amended to read:

With respect to a casual employee, the provisions of the following clauses shall not apply: Clause 40, Annual Leave Loading; Clause 37, Personal/Carer's Leave; Clause 42, Compassionate Leave (no paid entitlement); Clause 28, Roster of Hours; and Clause 39, Annual Leave.

A copy of this undertaking will be attached to the Enterprise Agreement and will be distributed to employees covered by the agreement.

The signature of the respective employer to this undertaking and the Enterprise Agreement is below.

SIGNED by Mark Compton
Chief Executive Officer St Luke's Care for and on behalf of
St Luke's Care of 18 Roslyn Street, Potts Point NSW 2011



St Luke's Trading as St Luke's Homecare (Homecare Employees), NSWNMA/ANMF and

United Voice Enterprise Agreement 2015-2017

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