



Queensland

# Industrial Relations (Tribunals) Amendment Rule 2023

## Subordinate Legislation 2023 No. 157

made under the

*Industrial Relations Act 2016*

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[r 1]

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**1 Short title**

This rule may be cited as the *Industrial Relations (Tribunals) Amendment Rule 2023*.

**2 Rules amended**

This rule amends the *Industrial Relations (Tribunals) Rules 2011*.

**3 Amendment of r 12 (Document starting proceeding, or application in existing proceeding, to state contact details)**

Rule 12(2)(b)—  
*omit, insert—*

- (b) the address of—
  - (i) the lawyer’s place of business; or
  - (ii) the agent’s—
    - (A) if the agent has a place of business—place of business; or
    - (B) otherwise—place of residence; and

**4 Amendment of r 28 (Service of documents)**

- (1) Rule 28(1)(b), from ‘an organisation or association’—  
*omit, insert—*

an industrial organisation—giving the document to the secretary of the industrial organisation;

- (2) Rule 28(3), definition *relevant address*, paragraph (c), ‘, organisation or association’—  
*omit, insert—*

or industrial organisation

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**5 Amendment of r 30 (Service of directions order on party)**

Rule 30(c)(iii), ‘, organisation or association’—

*omit, insert—*

or industrial organisation

**6 Amendment of r 77 (Application for order about representation rights of associations or employee organisations)**

Rule 77, heading, ‘associations or’—

*omit.*

**7 Amendment of r 124 (Representation in proceedings)**

(1) Rule 124(1)(c), from ‘an organisation or association’—

*omit, insert—*

an industrial organisation—an employee, officer or member of the industrial organisation; or

(2) Rule 124(1)—

*insert—*

(d) if the party or person is an employer—an employee or officer of the employer.

**8 Replacement of r 125 (Notice of appointment of agent)**

Rule 125—

*omit, insert—*

**125 Notice of appointment of agent**

(1) This rule applies if a party or person in a proceeding—

(a) appoints an agent under section 529(1)(b) of the Act; or

[r 9]

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- (b) appoints an agent with leave of the industrial tribunal under section 529(1)(e) of the Act.
- (2) The party or person must, as soon as practicable after the appointment—
  - (a) file a notice of appointment of agent in the approved form, signed by the party or person appointing the agent; and
  - (b) serve a copy of the notice on all parties to the proceeding.
- (3) Subrule (2)(a) applies in relation to the appointment of an agent under section 529(1)(b) of the Act only if the notice has not already accompanied a document that has been filed.

*Note—*

For the requirement for a notice of appointment of agent to accompany a document for filing, see rule 13.

- (4) On filing, the address for service in the notice is the party's or person's address for service.

## **9 Amendment of r 128 (Change of lawyer or agent)**

- (1) Rule 128, heading, after 'lawyer or'—

*insert—*

**particular**

- (2) Rule 128(1)—

*omit, insert—*

- (1) This rule applies if a party or person changes the party's or person's—
  - (a) lawyer; or
  - (b) agent, who was appointed under section 529(1)(b) of the Act, to another agent who is appointed under the same section.

**10 Amendment of r 129 (Making or signing documents for organisation or association)**

(1) Rule 129, heading, ‘organisation or association’—

*omit, insert—*

**industrial organisation**

(2) Rule 129, from ‘an organisation or association’—

*omit, insert—*

an industrial organisation if it is made or signed under the rules of the industrial organisation.

**11 Amendment of sch 2 (Dictionary)**

Schedule 2, definition *association*—

*omit.*

ENDNOTES

- 1 Made by the Governor in Council on 2 November 2023.
- 2 Notified on the Queensland legislation website on 3 November 2023.
- 3 The administering agency is the Department of Education.

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