

CROWN EMPLOYEES (SAFE STAFFING LEVELS DEPARTMENT OF JUSTICE - CORRECTIVE SERVICES NSW) AWARD

INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

Review of Award pursuant to Section 19 of the *Industrial Relations Act 1996*.

(Case No. 2016/00009024)

Before Commissioner Stanton

2 August 2016

REVIEWED AWARD

1. Area, Incidence and Duration

- (a) This award shall apply to Corrective Services NSW, the PSA and employees covered by the Crown Employees (Correctional Officers, Department of Attorney General and Justice - Corrective Services NSW) Award.
- (b) This award is made following a review under Section 19 of the Industrial Relations Act 1996 and rescinds and replaces the Crown Employees (Safe Staffing Levels Department of Justice - Corrective Services NSW) Award

The changes made to the award pursuant to the Award Review pursuant to section 19(6) of the Industrial Relations Act 1996 and Principle 26 of the Principles for Review of Awards made by the Industrial Relations Commission of New South Wales on 28 April 1999 (310 I.G. 359) take effect on and from 2 August 2016.

The award remains in force until varied or rescinded, the period which it was made having already expired

- (c) Changes made to this award subsequent to it first being published on 26 February 2010 (369.I.G. 1228) have been incorporated into this award as part of the review.
- (d) This award will remain in force until 23 November 2016, this being the term of the original award..

2. Definitions

"CSNSW" shall mean Corrective Services NSW, a division within the Department of Justice.

"PSA" shall mean the Public Service Association and Professional Officers' Association Amalgamated Union of New South Wales.

3. Safe Staffing Levels

- (a) Each correctional centre operated by CSNSW shall have a management plan identifying safe procedures for the operation of the centre.
- (b) Each such management plan shall include:
 - (i) the staff establishment, maximum inmate number and classification;
 - (ii) the inmate number and classification by wing/unit/pod (and any other operational area) and the post structure for that wing/unit/pod (and any other operational area).
- (c) Variations to 3(b)(ii) above are subject to local consultation if temporary.

- (d) Permanent variations to management plans shall be the subject of consultation as required by Schedule A of the Crown Employees (Correctional Officers, Department Justice - Corrective Services NSW) Award ("the Agreed Procedures").
- (e) Any dispute arising out of consultation concerning temporary or permanent variations to management plans shall be resolved under the Agreed Procedures.
- (f) The parties acknowledge that there is no intention to staff wings/units/pods that are empty.

4. Anti-Discrimination

See clause 27 of the Crown Employees (Correctional Officers, Department of Attorney General and Justice - Corrective Services NSW) Award.

5. Grievance and Disputes Settling Procedure

In the event that any dispute or grievance arises in relation to any matter in this Award, the CSNSW, the PSA and employees shall comply with the procedures in Schedule A Agreed Procedures for Settlement of Grievances and Disputes of the Crown Employees (Correctional Officers, Department of Justice - Corrective Services NSW) Award.

J. D. STANTON, Commissioner

Printed by the authority of the Industrial Registrar.