

Schedule 1

Matters to be published in the “*Western Australian Industrial Gazette*”

1. The complete text of industrial agreements, and retirements from industrial agreements.
2. All decisions and published reasons for decision of —
 - (a) the Court;
 - (b) the Full Bench;
 - (c) the President;
 - (d) the Commission;
 - (e) Industrial Magistrates; and
 - (f) Boards of Reference,

but this item does not apply to any decision or reasons for decision of an industrial magistrate’s court exercising jurisdiction to hear and determine complaints for offences or under section 70(2) or Division 1 of Part 5 of the *Workplace Agreements Act 1993* or of the Commission exercising jurisdiction under section 7F of this Act.

3. All directions and orders which alter the qualifications for membership of any organization the area in respect of which the organization is registered, or the name of the organization.
4. A list of organizations registered under the Act and the registered offices of those organizations.
5. Notification of the appointment of any person as Chairman or member of a Board of Reference.
6. Any matter which is prescribed or which is directed by the Court, the President, or the Chief Commissioner to be published or which the Registrar may consider should be published.

[Schedule 1 amended by No. 94 of 1984 s.66; No. 15 of 1993 s.30; No. 79 of 1995 s.42.]

Schedule 2 — Pre-strike ballots — Code of practice

[Section 97H(13)]

1. Conduct of pre-strike ballot

A pre-strike ballot shall be conducted —

- (a) as quickly as reasonably practicable; and
- (b) so far as is reasonably practicable in a manner that ensures that individuals voting —
 - (i) do so in secret; and
 - (ii) do so without incurring expense by reason of voting.

2. Pre-strike ballots involving more than one organization

If the members of more than one organization of employees are entitled to vote in pre-strike ballots in connection with the same dispute or potential dispute, the arrangements for the different ballots shall be coordinated by the persons conducting those ballots so that, as far as practicable, they are held at the same time and the results are notified at the same time.

3. Questions

- (1) A question presented to a voter in relation to a strike shall specify —
 - (a) the form of the strike; and
 - (b) the purpose of the strike,

and shall require the person answering it to say, by answering “Yes” or “No”, whether that person is prepared to participate in that form of strike for that purpose.

- (2) Separate questions shall be presented to the voter in respect of each form of strike which the voter may endorse.
- (3) The question or questions presented to a voter shall be simply expressed and each question shall be presented separately from any other question that might also appear.
- (4) Neither the required question or questions, nor any commentary or other matter which is presented to the voter, shall —
 - (a) be presented in a way which might encourage a voter to answer one way rather than another as a result of that presentation; or
 - (b) include any commentary which endeavours to influence the outcome of a voter’s response to any question on the voting paper.

[Schedule 2 inserted by No. 3 of 1997 s.11.]

Schedule 3 — Police officers

[s. 115]

1. Interpretation

In this Schedule —

“**Arbitrator**” has the same meaning as in section 80C(1);

“**police officer**” means a person appointed —

- (a) under Part I of the *Police Act 1892* to be a member of the Police Force of Western Australia;
- (b) under Part I of the *Police Act 1892* to be a police cadet;
- (c) under Part III of the *Police Act 1892* to be a special constable; or
- (d) under section 38A of the *Police Act 1892* to be an aboriginal aide.

2. Application of Act to police officer

- (1) Before the coming into operation of the *Industrial Relations Amendment Act 2000* this Act is taken to have applied to and in respect of a police officer, and to have had effect accordingly, as if —
 - (a) the police officer were an employee; and
 - (b) the Minister for Police were the employer of the police officer.
- (2) On and from the coming into operation of the *Industrial Relations Amendment Act 2000* this Act applies to and in respect of a police officer, and has effect accordingly, as if —
 - (a) the police officer were a Government officer within the meaning of section 80C; and
 - (b) the Commissioner of Police were the employer, within the meaning of section 80C, of the police officer,and for that purpose, a reference in the Act to an employee is taken to include a reference to a Government officer.
- (3) Despite subclause (2), an Arbitrator does not have jurisdiction to enquire into or deal with, or refer to the Commission in Court Session or the Full Bench any matter relating to or arising from the transfer, reduction in rank or salary, suspension from duty, removal, discharge or dismissal under the *Police Act 1892* of a police officer.

3. Western Australian Police Union of Workers

The Western Australian Police Union of Workers is taken to be, and to have always been, an organisation of employees.

[Schedule 3 inserted by No. 58 of 2000 s.5.]

