

BEFORE THE INDUSTRIAL RELATIONS COMMISSION OF NEW SOUTH WALES

No. IRC 2017/84136

Re: Notification pursuant to s. 130 of the Industrial Relations Act 1996

COMMISSIONER OF POLICE

Notifier

POLICE ASSOCIATION OF NSW

Respondent

ORDERS

ORDERS:

A. Pursuant to s. 136(1)(c) and s. 137(1)(a) of the *Industrial Relations Act 1996*, the Commission makes the following Orders:

1. The Police Association of New South Wales (The Association), its officers, employees and members appointed by the Commissioner of Police under s. 64(1) of the Police Act 1990 and hereby ordered to immediately cease organising and refrain from taking any form of industrial action in relation to the acceptance into police custody any person in the custody of another agency for the purpose of transporting them to another location or for the purposes of court proceedings or related procedures, including any strike, stop work meeting, ban, relieving ban, limitation or restriction on the performance of work, and must not recommence, engage in or threaten to engage in industrial action while these Orders are in force.
2. The Association and its officers, employees and agents must not induce, advise, authorise, encourage, direct, aid or abet members of the Association to organise or take further industrial action in relation to the acceptance into police custody any person in the custody of another agency for the purpose of transporting them to another location or for the purposes of court proceedings or related procedures while these Orders are in force.
3. These Orders shall come into effect and from 6.30pm on 16 March 2018 and shall remain in force until 4.00pm on the 15 June 2018.

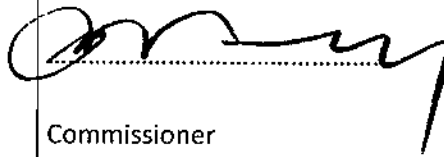
A. Pursuant to s.136(1) of the Industrial Relations Act, the Commission makes the following directions:

1. The Association must, by no later than 12.00pm on the 17 March 2018, provide or cause to be provided a copy of Orders A1, A2 and A3 to its Executive employed by the Commissioner of Police under s.64(1) of the Police Act 1990.
2. The Association must, by no later than 1.00pm

on 17 March 2018, issue or cause to be issued a directive or similar communication to all members of the Association employed by the Notifier to ensure that the members of the Association are aware of, and comply with, Orders A1, A2 and A3, including notifying its members of the said Order on a prominent position on its website.

3. The association must advise the Industrial Registrar and the notifies legal representatives in writing by 5.00pm on 19 March 2018 of the steps taken to comply with Directions B1 and B2 above, including the form of notification and, if written a copy of the notification.
4. The parties are directed to further confer on this subject matter of the transport of prisoners and other persons by police officers in the context of Orders A1 and A2.
5. The parties are to appear before the Commission in conciliation proceedings on the subject matter of the transport of persons in the context contemplated by Orders A1 and A2 by police officers on a date to be fixed by the Chief Commissioner.

Dated: 16 March 2018



Commissioner

