

APPENDIX 1

COMPLAINTS / CLAIMS

The Industrial Magistrate, during the six months ending **June 30, 2006**, dealt with the under mentioned complaints/claims for breaches of Awards or Industrial Agreements or breach of the Industrial Relations Act 1979, Minimum Conditions of Employment Act 1993, the Workplace Agreements Act 1993 and the Workplace Relations Act 1996 or the Regulations made there under. The decision of the Magistrate is briefly noted, but those cases involving points of particular interest or importance are more fully reported.

No.of Complaint	Complainant	Defendant	Nature of Breach	Decision	Penalty	Costs	Wages
CP 1 of 2006	BRADLEY ROBERT TRIGGER, DEPARTMENT OF CONSUMER AND EMPLOYMENT PROTECTION	DOMENIC CURCIARELLO	Industrial Relations Act 1979 – Breach of Section 83E(9) – Orders made on 19 October 2005 – M 95/2005	Charged proved.			
No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 120 of 2003	GORDON JAMES STANDLEY	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 121 of 2003	GORDON JAMES STANDLEY	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 140 of 2003	PETER WILLIAM SLOAN	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 141 of 2003	PETER WILLIAM SLOAN	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 142 of 2003	PETER WILLIAM SLOAN	MR BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 1998	Discontinued			
M 143 of 2003	PETER WILLIAM SLOAN	MR BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG 8 of 2001	Discontinued			
M 12 of 2004	DAMIAN JOHN SHERIDAN	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 13 of 2004	DAMIAN JOHN SHERIDAN	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 25 of 2004	GREGORY RUSSELL WALKER	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 26 of 2004	GREGORY RUSSELL WALKER	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 27 of 2004	GREGORY RUSSELL WALKER	BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 28 of 2004	GREGORY RUSSELL WALKER	BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001	Discontinued			
M 29 of 2004	GREGORY RUSSELL WALKER	BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG 45 OF 2003	Discontinued			
M 35 of 2004	GRAHAM BRIAN TEATHER	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 36 of 2004	GRAHAM BRIAN TEATHER	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 37 of 2004	ROBERT STEWART CARSON	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 38 of 2004	ROBERT STEWART CARSON	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 39 of 2004	ROBERT STEWART CARSON	BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 OF 1998	Discontinued			
M 40 of 2004	ROBERT STEWART CARSON	BARRY MATTHEWS, COMMISSION OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001.	Discontinued			
M 46 of 2004	THOMAS DAVID TRISTRAM	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 47 of 2004	THOMAS DAVID TRISTRAM	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 48 of 2004	THOMAS DAVID TRISTRAM	MR BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 49 of 2004	THOMAS DAVID TRISTRAM	MR BARRY MATTHEWS, COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001.	Discontinued			
M 50 of 2004	TREVOR THORPE	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 51 of 2004	TREVOR THORPE	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 52 of 2004	TREVOR THORPE	MR BARRY MATTHEWS COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 53 of 2004	TREVOR THORPE	MR BARRY MATTHEWS COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001	Discontinued			
M 137 of 2004	SIMON ANDREW WILLIAMS	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 138 of 2004	SIMON ANDREW WILLIAMS	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 1998	Discontinued			
M 172 of 2004	JOHN JOSEPH ROCHE	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 173 of 2004	JOHN JOSEPH ROCHE	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 1998	Discontinued			
M 174 of 2004	JOHN JOSEPH ROCHE	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 1998	Discontinued			
M 175 of 2004	JOHN JOSEPH ROCHE	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 176 of 2004	JOHN JOSEPH ROCHE	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG 45 of 2003	Discontinued			
M 178 of 2004	DAVID EDWARD WHITNELL	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 179 of 2004	DAVID EDWARD WHITNELL	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 180 of 2004	DAVID EDWARD WHITNELL	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 219 of 2004	DARRYL WAYNE COX	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 220 of 2004	DARRYL WAYNE COX	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 221 of 2004	DARRYL WAYNE COX	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 233 of 2004	ADAM JAMES McCULLOCH	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 234 of 2004	ADAM JAMES McCULLOCH	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 235 of 2004	ADAM JAMES McCULLOCH	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 236 of 2004	ADAM JAMES McCULLOCH	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001	Discontinued			
M 238 of 2004	TERENCE WILLIAM MILES	BRENDON PENN NOMINEES PTY LTD	Workplace Relations Act 1996 – Alleged Breach of the Mobile Crane Hiring Award 1996	Claim dismissed.			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 254 of 2004	PETER JOHN GUYTON	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 255 of 2004	PETER JOHN GUYTON	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 256 of 2004	PETER JOHN GUYTON	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 261 of 2004	RICHARD IAN THOMSON	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 262 OF 2004	RICHARD IAN THOMSON	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 263 of 2004	RICHARD IAN THOMSON	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 264 of 2004	RICHARD IAN THOMSON	COMMISSIONER OF POLICE, WA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001	Discontinued			
M 269 of 2004	JAN CHRISTINE POTTER	HOMEAWAY (AUSTRALIA) PTY LTD	Minimum Conditions of Employment Act 1993 – Alleged breach of the Minimum Conditions of Employment Act 1993.	Discontinued			
M 300 of 2004	PATRICK GERARD BLEE	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 274 of 1996	Discontinued			
M 301 of 2004	PATRICK GERARD BLEE	MINISTER FOR POLICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 302 of 2004	PATRICK GERARD BLEE	MR K O'CALLAGHAN, COMMISSIONER OF POLICE, WESTERN AUSTRALIA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. AG 129 of 1998	Discontinued			
M 303 of 2004	PATRICK GERARD BLEE	MR K O'CALLAGHAN, COMMISSIONER OF POLICE WESTERN AUSTRALIA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG8 of 2001	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 304 of 2004	PATRICK GERARD BLEE	MR K O'CALLAGHAN, COMMISSINER OF POLICE WESTERN AUSTRALIA POLICE SERVICE	Industrial Relations Act 1979 – Alleged breach of the Western Australia Police Service Enterprise Agreement for Police Act Employees No. PSAAG 45 of 2003	Discontinued			
M 42 of 2005	TRANSPORT WORKERS' UNION OF AUSTRALIA, INDUSTRIAL UNION OF WORKERS, WESTERN AUSTRALIAN BRANCH	SOILAND PTY LTD (1&2) 2004-2005	Industrial Relations Act 1979 – alleged breach of the Transport Workers' (General) Award No. 10 of 1961.	Claim proved -	\$750	\$40.00	\$3014.80 less tax plus int. \$174.33
M 45 of 2005	DANIEL THOMAS KILLIAN	ALCOA OF AUSTRALIA LIMITED	Workplace Relations Act 1996 – Alleged breach of the Alcoa World Alumina Australia Operators AWU Certified Agreement 2003.	Claim dismissed – no order as to costs.			
M 59 of 2005	CPSU	MURDOCH UNIVERSITY	Workplace Relations Act 1996 – Alleged breach of the Murdoch University (General Staff) Enterprise Agreement 2000	Discontinued			
M 76 of 2005	LIQUOR HOSPITALITY AND MISCELLANEOUS UNION, WA BRANCH	MR DARYL D'SYLVA	Industrial Relations Act 1979 – Intentionally hindering and obstructing right of entry to authorised representatives	Default judgment	\$3000 for 3 separate breaches of \$1000 each.	\$40	
M 79 of 2005	JENNIFER JILL BARRETT-LENNARD	EUROGROUP PTY LTD	Long Service leave Act 1958 – Failure to pay Long Service Leave	Claim proved		\$45	\$10,200 + \$746.14 interest
M 82 of 2005	LIQUOR, HOSPITALITY AND MISCELLANEOUS UNION, WESTERN AUSTRALIAN BRANCH	CURTIN UNIVERSITY OF TECHNOLOGY	Workplace Relations Act 1996 – Alleged Breach of Curtin University of Technology General Staff Certified Agreement 2000 - 2003	Claim dismissed – no order as to costs			
M 85 of 2005	MICHAEL KING	ENIPEND PTY LTD T.A BALFOUR DOWNS STATION	Workplace Relations Act 1996 – Alleged breach of the Pastoral Industry Award 1986	Discontinued			
M 86 of 2005	BARRY DAVID SPARLING	STIRLING FOOD WHOLESALERS SERVICES PT LTD	Industrial Relations Act 1979 – Alleged breach of Commercial Travellers Award and the Long Service Leave Act 1958.	Discontinued			
M 90 of 2005	ALANA WEIR	BELVOIR EQUINE CLINIC	Industrial Relations Act 1979 – Breach of the Farm Employees' Award	Discontinued			
M 91 of 2005	ROBERT DESMOND ANDERSON	DR J I GILL, CEO, WATER CORPORATION	Industrial Relations Act 1979 – Breach of the Water Corporation Enterprise Agreement 2003/4	Discontinued			
M 92 of 2005	CFMEUW	UNITED INDUSTRIES (WA) PTY LTD T/A UNITED INSULATION	Industrial Relations Act 1979 – Breach of the United Insulation Co/CFMEU Industrial Agreement 2002-2005 and the Building Trades (Construction) Award 1987 No. R14 of 1978.	Discontinued			
M 96 of 2005	BRADLEY ROBERT TRIGGER, DEPARTMENT OF CONSUMER AND EMPLOYMENT PROTECTION	MATTHEW CONQUEST	Industrial Relations Act 1979 – Alleged Breach of Section 102(1)(a) – Failure to produce time and wages records	Default Judgment – Final Orders	\$2500		
M 97 of 2005	BRETT RAYMOND HEEDS	AUZ ENTERPRISES PTY LTD	Industrial Relations Act 1979 – Alleged Breach of Brick Manufacturing Award.	Claim dismissed.			
M 100 of 2005	THANI FEE	MY PLACE FOUNDATION INC.	Failed to comply with Minimum Conditions of Employment Act 1993	Discontinued			
M 108 of 2005	EMMIT RAY LEWMAN	MONOPAK PTY LTD	Workplace Relations Act 1996 – Alleged breach of Section 170CM & Section 170CK	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 109 of 2005	TIMOTHY DANIEL BURNS	WESTPOINT ELECTRICS PTY LTD	Industrial Relations Act 1979 – Alleged breach of Electrical Contracting Industry Award R22 of 1978	Discontinued			
M 113 of 2005	GARY J GORE	ARKO NOMINEES T/A MORLEY POOLWISE	Industrial Relations Act 1979 – Alleged breach of the Shop and Warehouse (Wholesale and Retail Establishments) State Award 1977.	Memorandum of Consent			
M 115 of 2005	KELVIN PAUL GADEKE	ALLISON PTY LTD T/AS SEAWEST MARINE SERVICES	Industrial Relations Act 1979 – Enforce Order of Commissioner Gregor in Appl 1289 of 2004 delivered 12 August 2005	Discontinued			
M 116 of 2005	KAREN MULIPOLA	MY PLACE FOUNDATION INC	Alleged breach of Minimum Conditions of Employment Act 1993 – Failure to pay for hours worked, and Workplace Relations Act (Cth) 1996 – Alleged breach in relation to an Australian Workplace Agreement	Discontinued			
M 118 of 2005	GEORGE BIGGIN	MALAVOCA PTY LTD	Workplace Relations Act 1979 – Alleged breach of the Civil Contracting Award 1998	Discontinued			
M 121 of 2005	CLINTON BURNES	TIMEMASTER PTY LTD T/AS KWIK EXPRESS	Industrial Relations Act 1979 – Alleged breach of the Transport Workers' General Award No. 10 of 1961 and Section 17D of the Minimum Conditions of Employment Act 1993.	Discontinued			
M 122 of 2005	BRUCE NICHOLLS	DAVID A & JACKIE TOOMATH & KINNANE FAMILY TRUST T/AS CHALLENGE CAR CARRIERS	Industrial Relations Act 1979 – Alleged breach of the Transport Workers' General Award No. 10 of 1961	Default Judgment		\$40	\$6594.01 less tax
M 123 of 2005	ROBERT MITA	DAVID A & JACKIE TOOMATH & KINNANE FAMILY TRUST T/AS CHALLENGE CAR CARRIERS	Industrial Relations Act 1979 – Alleged breach of the Transport Workers' General Award No. 10 of 1961	Default Judgment		\$40	\$2619.54 less tax
M 124 of 2005	PETER PLUNKETT	DAVID A & JACKIE TOOMATH & KINNANE FAMILY TRUST T/AS CHALLENGE CAR CARRIERS	Industrial Relations Act 1979 – Alleged breach of the Transport Workers' General Award No. 10 of 1961	Default Judgment		\$40	\$3079.33 less tax
M 125 of 2005	DAVE SANDERS	SOILAND PTY LTD	Industrial Relations Act 1979 – Enforcement of an order made by Commissioner Smith on 14 June 2005 re Application No. 1452 of 2004.	Default judgment	\$1000	\$92.40	\$5281.48
M 126 of 2005	NIGEL PENFOLD	SEACODE NOMINEES PTY LTD A/T FOR THE STONEHOUSE FAMILY TRUST	Industrial Relations Act 1979 – Enforcement of an order made by Commissioner Smith on 13 September 2005 re Application No. 1548 of 2004	Claim Proved	Super of \$623	\$62.00	\$12740 gross + int. of \$364.15.
M 128 of 2005	SHOP DISTRIBUTIE AND ALLIED EMPLOYEES' ASSOCIATION	KMART AUSTRALIA LTD	Workplace Relations Act 1996 – Alleged breach of the Kmart Australia Ltd Agreements 2004, 2001, 1998	Discontinued			
M 133 of 2005	COMMUNICATION, ELECTRICAL, ELECTRONIC, ENERGY, INFORMATION, POSTAL, PLUMBING AND ALLIED WORKERS UNION OF AUSTRALIA ENGINEERING AND ELECTRICAL DIVISION, WA BRANCH	D & G J PEASE	Industrial Relations Act 1979 – Alleged breaches of Clauses 16 and 33 of the Electronics Industry Award No. A22 of 1985	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—continued

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 135 of 2005	BRADLEY ROBERT TRIGGER, DEPARTMENT OF CONSUMER AND EMPLOYMENT PROTECTION	HUGALL AND HOILE LTD	Industrial Relations Act 1979 – Alleged breaches of the Shop and Warehouse (Wholesale and Retail Establishments) State Award 1977	Discontinued			
M 136 of 2005	SUSAN LILLIAN WARNE	NAREMBEEN CLUB INC	Industrial Relations Act 1979 – Alleged breach of the Club Workers' Award	Discontinued			
M 137 of 2005	TRANSPORT WORKERS UNION OF AUSTRALIA	VOLICH WASTE CONTRACTORS PTY LTD	Workplace Relations Act 1996 – Alleged Breach of Section 258B	Discontinued			
M 138 of 2005	ANN MORRIS	FLEETWOOD DURABUILT PTY LTD	Industrial Relations Act 1979 – Alleged Breach of Clerks (Commercial, Social and Professional Services) Award	Claim dismissed			
M 139 of 2005	CHONG FOOK CHOY	AQUILA AUSTRALIS PTY LTD	Industrial Relations Act 1979 – Alleged breach of Food Industry (Food Manufacturing or Processing) Award – unpaid wages	Discontinued			
M 141 of 2005	PETA MARY BIZZILL	PENZAR PTY LTD ABN 63069474752 T/F GOW TRUST T/A GOW REAL ESTATE	Minimum Conditions of Employment Act 1993 – Alleged breaches of Sections 17D & 20A – Authorised deduction from pay & Carers Leave	Discontinued			
M 143 of 2005	MARK PAUL McNAMARA	WEST COAST LIQUOR MERCHANTS WA PTY LTD 9ACN 1007803180 AS TRUSTEE FOR WEST COAST LIQUOR MERCHANTS WA UNIT TRUST T/AS THE WATERFORD TAVERN	Industrial Relations Act 1979 – Alleged breach of The Hotel and Tavern Workers Award	Discontinued			
M 144 of 2005	TAMMIE KERR, DEPARTMENT OF CONSUMER AND EMPLOYMENT PROTECTION	BULLIVANT HOLDINGS PTY LTD	Workplace Relations Act 1996 – Alleged breach of Qcumbers Fresh Food Market – Employees – Certified Agreement 2003-2006	Discontinued			
M 145 of 2005	SPIRO CHRISTIANOPOULOS	POLON PTY LTD	Industrial Relations Act 1979 – Alleged Breach of the Shop and Warehouse (Wholesale and Retail Establishment) Award	Default Judgment	\$900	-	\$5621.47 less tax and interest at 6% on that net amount. Super payments of \$2528.76 to Claimant's fund.
M 146 of 2005	AUSTRALIAN MUNICIPAL, ADMINISTRATIVE, CLERICAL AND SERVICES UNION	SHIRE OF COLLIE	Workplace Relations Act 1996 – Alleged Breach of Local Government Officers (Western Australia) Award 1999.	Discontinued			
M 147 of 2005	KEVIN SYDNEY VINCENT	SURROUND SOUND PTY LTD	Minimum Conditions of Employment Act 1993 & Long Service Leave Act 1958 – Alleged Breach re Annual Leave & Long Service Leave.	Discontinued			
M 148 of 2005	HELEN STEVENS	GUILDERTON COUNTRY CLUB	Industrial Relations Act 1979 – Alleged breach of the Club Workers' Award	Discontinued			
M 149 of 2005	NEVILLE STEVENS	GUILDERTON COUNTRY CLUB	Industrial Relations Act 1979 – Alleged breach of the Club Worker' Award	Discontinued			
M 151 of 2005	STEVEN TRLIN	WAYNE OAKLEY	Minimum Conditions of Employment Act 1993 – Alleged failure to pay annual leave, sick leave and public holidays.	Discontinued			

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 154 of 2005	ANTHONY EDMONDSON	BRAVADO ENTERPRISES PTY LTD ATF EVAN HYDE FAMILY TRUST	Minimum Conditions of Employment Act 1993 – Alleged failure to pay accrued annual leave	Discontinued			
M 1 of 2006	RUTH SANDERS	THE FAMILY NEURO HEALTH CENTRE	Industrial Relations Act 1979 – Alleged breach of the Clerks (Commercial, Social and Professional) Award	Discontinued			
M 7 of 2006	CONSTRUCTION FORESTRY MINING AND ENERGY UNION OF WORKERS	BRIDGE PUMP COMPANY PTY LTD	Industrial Relations Act 1979 – Failure to comply with Commissioner Kenner’s Order of 13/12/05 1 the sum of \$1480.	Default judgment	\$500	\$140 disb.	\$1480 less tax
M 8 of 2006	BILL RAIRAI TAIKI	TAMMIN ABATTOIR PTY LTD	Industrial Relations Act 1979 – Alleged breach of the Meat Industry (State) Award	Discontinued			
M 9 of 2006	VERONIC HENRIETTA TAIKI	TAMIN ABATTORI PTY LTD	Industrial Relations Act 1979 – Alleged breach of the Meat Industry (State) Award	Discontinued			
M 10 of 2006	RAYMOND WAYNE BALLUCCI, DEPARTMENT OF CONSUMER AND EMPLOYMENT PROTECTION	KENNETH WILLIAM MILLER	Industrial Relations Act 1979 – Contravention of Section 102(1)(a)	Discontinued			
M 11 of 2006	BRANDON WILLIAM BATES TAIKI	TAMMIN ABATTOIR PTY LTD	Industrial Relations Act 1979 – Alleged Breach of the Meat Industry State Award	Discontinued			
M 13 of 2006	TRANSPORT WORKERS UNION INDUSTRIAL UNION OF WORKERS WESTERN AUSTRALIAN BRANCH	SUNDANCE HOLDINGS PTY LTD	Industrial Relations Act 1979 – Failure to provide time and wages records under Section 49E2.	Discontinued			
M 14 of 2006	TRANSPORT WORKERS UNION OF AUSTRALIA	VOLICH WASTE CONTRACTORS PTY LTD	Workplace Relations Act 1996 – Alleged breach of the Transport Workers (Refuse, Recycling and Waste Management) Award 2001.	Discontinued			
M 15 of 2006	TRANSPORT WORKERS UNION OF AUSTRALIA	VOLICH WASTE CONTRACTORS PTY LTD	Workplace Relations Act 1996 – Alleged breach of the Transport Workers (Refuse, Recycling and Waste Management) Award 2001.	Discontinued			
M 24 of 2006	TRANSPORT WORKERS UNION OF AUSTRALIA INDUSTRIAL UNION OF WORKERS WESTERN AUSTRALIAN BRANCH	LESTRANS PTY LTD	Workplace Relations Act 1996 – Alleged breach of the Transport Workers General Award	Discontinued			
M 27 of 2006	NICOLE BROWN	MAXIMUM SECURITY CORPORATION PTY LTD	Industrial Relations Act 1979 – Failure to comply with the order issued on 3 January 2006 in matter No. 1456 of 2005	Default Judgment	\$500	\$60	\$2985 less tax
M 28 of 2006	DUANE CHAPMAN	MAXIMUM SECURITY CORPORATION PTY LTD	Industrial Relations Act 1979 – Failure to comply with the order issued on 3 January 2006 in matter No. 1456 of 2005	Default Judgment	\$750	\$60	\$5600 less tax
M 30 of 2006	DECLAN JOSEPH FINNEGAN	ABACUS CALCULATORS (WA) PTY LTD	Industrial Relations Act 1979 - Enforcement of Order by Commissioner Harrison on 27 January 2006 Matter No. 1415 of 2004)	Discontinued			
M 31 of 2006	STEPHEN MCDONALD	KWIK EXPRESS (TIMEMASTER PTY LTD)	Industrial Relations Act 1979 – Enforcement of Application 82 of 2005 – Citation No. 2006 WAIRC 03653	Default judgment	\$200	\$50	\$4615 less tax.

WESTERN AUSTRALIAN INDUSTRIAL GAZETTE

COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 32 of 2006	RAJENDRA DESAI, DEPARTMENT OF CONSUMER AND EMPLOYMENT PROTECTION	ADVANCED LIGHTING TECHNOLOGY PTY LTD T/AS ALTI LIGHTING	Breach of the Minimum Conditions of Employment Act 1993 – Annual Leave	Discontinued			
M 33 of 2006	DAISY ELIZABETH TREVOR	REDSPIRE PTY LTD T/A BAKERS DELIGHT, MT HAWTHORN	Industrial Relations Act 1979 – Alleged branch of the Bakers” (Metropolitan) Award	Discontinued			
M 34 of 2006	ROSANNE BAKER	NEKROS PTY LTD	Long Service Leave Act 1958 – Alleged breach of Part 111 Section 8(3)(b) – Failure to pay pro-rata entitlement	Claim allowed			\$37598.62
M 36 of 2006	ANTHONY PHILIP SHARMAN	HBH CONSULTANTS	Industrial Relations Act 1979 – Alleged Breach of a General Order re Terminations, Change and Redundancy – Failure to pay severance pay.	Discontinued			
M 37 of 2006	AUSTRALIAN WORKERS UNION WA BRANCH INDUSTRIAL UNION OF WORKERS	COMPASS GROUP (AUST) PTY LTD	Industrial Relations Act 1979 – Alleged Breach of the Security Officers Award No. 25 of 1981.	Discontinued			
M 40 of 2006	CONSTRUCTION FORESTRY MINING & ENERGY UNION OF WORKERS	McKRILLS TILING SERVICE PTY LTD	Industrial Relations Act 1979 - Alleged breach of Building Trades (Construction) Award 1987 – Clause 28(1)-Time Records	Discontinued			
M 42 OF 2006	LEE DAVID TRINDER	NASCATRANS EXPRESS PTY LTD	Industrial Relations Act 1979 – Alleged breach of Transport Workers’ (General) Award No. 10 of 1961.	Default Judgment		\$56	\$900
M 45 of 2006	JAMES MORRIS	C LEONARD & M SPURWAY TRADING AS FUCHE	Industrial Relations Act 1979 – Enforcement of Order handed down by Commissioner Kenner on 28 March 2006 in matter No. B 280 of 2005.	Default Judgment		\$56	\$3150
M 47 of 2006	ALEXANDER RICHARDS	SUDESH SIVADASS; DIRECTOR OF DEBSAN PTY LTD	Industrial Relations Act 1979 – Enforcement of order made by Commissioner Mayman on 19 April 2006 Appl. 272 of 2005.	Discontinued			