

APPENDIX 1
COMPLAINTS / CLAIMS

The Industrial Magistrate, during the six months ending **June 30, 2015**, dealt with the under mentioned complaints/claims for breaches of Awards or Industrial Agreements or breach of the *Industrial Relations Act 1979*, *Fair Work Act 2009*, *Minimum Conditions of Employment Act 1993*, *Workplace Relations Act 1996*, *Long Service Leave Act 1958*, *Construction Industry Portable Paid Long Service Leave Act 1985* and the *Children and Community Service Act 2004* 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	Prosecutor	Accused	Nature of Breach	Decision	Penalty	Costs	Wages
CP 1/2014	William Alan Bassett, Department of Commerce	MMG (WA) Pty Ltd trading as Jurien IGA ACN 115 257 139	Children and Community Services Act 2004 – Alleged breach of Act	Conviction entered, Penalty imposed	\$2,250.00		

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 113/2010	Liquor Hospitality and Miscellaneous Union, Western Australian Branch	Minister for Education	Industrial Relations Act 1979 – Cleaners and Caretakers (Government) Award 1975	Discontinued			
M 122/2013	United Voice WA	The Minister for Health in his incorporated capacity under s.7 of the Hospitals and Health Services Act 1927 (WA) as the Hospitals formerly comprised in the Metropolitan Health Service Board	Industrial Relations Act 1979 – Alleged breach of Agreement	Claim Dismissed			
M 186/2013	Kyra Phillips	MVJ Enterprises Pty Ltd	Fair Work Act 2009 – Breach of Instrument	Claim Proven			\$375.82
M 55/2014	Kristina Higgins	Guildford Care Facility	Industrial Relations Act 1979 – Alleged breach of Instrument	Discontinued			
M 84/2014	Peter Garland	Colas West Australia Pty Ltd (Formerly RNR Contracting Pty Ltd) ACN 073445324	Fair Work Act 2009 – Alleged breach of Act	Discontinued			
M 86/2014	Simon Burrows	Limousines Australia Pty Ltd	Fair Work Act 2009 – Small Claim	Discontinued			
M 94/2014	Saleshni Prakash	Little Cornish Restaurant Pty Ltd	Fair Work Act 2009 – Alleged breach of Act	Discontinued			
M 114/2014	Caroline Voordendag	Innovation Holdings Pty Ltd t/a Remax Connectes	Fair Work Act 2009 – Alleged breach of Instrument	Discontinued			
M 115/2014	Peter Barry Case	Gemini Accident Repair Centres Pty Ltd	Fair Work Act 2009 – Alleged breach of Act	Discontinued			
M 118/2014	Mr Ahsanul Kabir	Kencross Pty Ltd	Fair Work Act 2009 – Small Claim	Claim Dismissed			
M 150/2014	Peter Milford Weston	Commissioner of Police	Industrial Relations Act 1979 – Alleged breach of Instrument	Claim Dismissed			
M 152/2014	United Voice WA	Vassallo Corporation Pty Ltd	Fair Work Act 2009 – Alleged breach of Instrument	Discontinued			
M 156/2014	Frank Gardiner	Crommelins Operations Pty Ltd (ACN 008 889 656) and Another	Fair Work Act 209 – Alleged breach of Act; Long Service Leave Act 1958 – Alleged breach of Act	Discontinued			
M 157/2014	Ezquiel Paranayba	Healthy Nut Cafe	Industrial Relations Act 1979 – Alleged breach of Instrument	Discontinued			
M 158/2014	George Jarman	Complete Fire Design (ACN 106 331 748) and Another	Fair Work Act 2009 – Alleged breach of Act	Discontinued			

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COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 160/2014	Alan Norman Beattie	Nyaarla Projects Pty Ltd	Fair Work Act 2009 – Alleged breach of Act Long Service Leave Act 1958 – Alleged breach of Act	Dismissed			
M 163/2014	Donna Ann Baker	Jules Joseph Vandenberg t/a Collie Veterinary Services	Minimum Conditions of Employment Act 1993 – Alleged breach of Act	Judgment by Default		\$50.00	\$2613.00
M 169/2014	Stephen Richards	RCR Power Pty Ltd - ACN 106 084 879	Fair Work Act 2009 – Alleged breach of Agreement	Discontinued			
M 173/2014	Ms Deborah Reid	Director General of Health as the delegate of the Minister for Health in his incorporated capacity under s. 7 of the Hospitals and Health Services Act 1927 (WA) as the Hospitals formerly comprised in the Metropolitan Health Service Board	Industrial Relations Act 1979 – Alleged breach of Instrument	Discontinued			
M 174/2014	Construction Industry Long Service Leave Payments Board	Norsu Holdings Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 175/2014	Construction Industry Long Service Leave Payments Board	Coops & Co Stonemasons Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 176/2014	Construction Industry Long Service Leave Payments Board	Gravel's Contracting Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 177/2014	Construction Industry Long Service Leave Payments Board	All Sorts Plumbing and Gas Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 178/2014	Construction Industry Long Service Leave Payments Board	Troy Carter-Anderson	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 180/2014	Construction Industry Long Service Leave Payments Board	Corcreevy Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 181/2014	Construction Industry Long Service Leave Payments Board	Seven G Engineering Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 182/2014	Construction Industry Long Service Leave Payments Board	JKA Contractors Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 186/2014	Daniel Anthony Meegan	Insummer Holdings Pty Ltd t/a All Cabinets & Tops	Fair Work Act 2009 – Alleged breach of Act	Judgment by Default		\$50.00	\$3868.27
M 189/2014	Kseniia Kazakova	Visionary Vanguard Pty Ltd (ACN 157 946 560)	Industrial Relations Act 1979 – Enforcement of Commission Order	Judgment by Default	\$1000.00	\$50.00	\$4593.17

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COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 190/2014	Construction Industry Long Service Leave Payments Board	Cassbail Lifting Solutions Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 191/2014	Construction Industry Long Service Leave Payments Board	CQ Group Australia Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 192/2014	Construction Industry Long Service Leave Payments Board	West Coast Fixing Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 193/2014	Construction Industry Long Service Leave Payments Board	Swan Installations Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 194/2014	Construction Industry Long Service Leave Payments Board	Tiger Trac Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 195/2014	Construction Industry Long Service Leave Payments Board	Tyson Grant	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 196/2014	Construction Industry Long Service Leave Payments Board	Cabico Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 197/2014	Construction Industry Long Service Leave Payments Board	Icon Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 198/2014	Construction Industry Long Service Leave Payments Board	Floorwise Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 199/2014	Construction Industry Long Service Leave Payments Board	I.C. Energy Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 200/2014	Construction Industry Long Service Leave Payments Board	Averm Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 201/2014	Construction Industry Long Service Leave Payments Board	Globe Construction Group & Civil Contractors Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 202/2014	Construction Industry Long Service Leave Payments Board	D & J Roofing Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 203/2014	Construction Industry Long Service Leave Payments Board	Ebony Cove Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			

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No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 204/2014	Construction Industry Long Service Leave Payments Board	Renato Bortolo Moles	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 1/2015	Theresa Ann Castano	Dental Partners Pty Ltd	Fair Work Act 2009 – Alleged breach of Instrument	Discontinued			
M 4/2015	Chief Executive Officer, Department of Corrective Services	Teresa McGlynn	Industrial Relations Act 1979 – Alleged breach of Instrument	Discontinued			
M 5/2015	Junghee Yoon	Public Transport Authority of Western Australia	Long Service Leave Act 1958 – Alleged breach of Act	Claim Proven			
M 12/2015	Brian Charles Anderson	Willem Grove, Andrew Grove Partnership trading as Indian Ocean Hotel	Industrial Relations Act 1979 & Long Service Leave Act 1958 – Alleged breach of Act	Discontinued			
M 14/2015	Construction Industry Long Service Leave Payments Board	Martinella Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 15/2015	Construction Industry Long Service Leave Payments Board	Atomic Constructions WA Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 15/2015	Construction Industry Long Service Leave Payments Board	Red Dust Holdings Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 17/2015	Construction Industry Long Service Leave Payments Board	Big Dog Rigging Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 18/2015	Construction Industry Long Service Leave Payments Board	Austinpower Enterprises Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 19/2015	Construction Industry Long Service Leave Payments Board	West Coast Profilers Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 20/2015	Construction Industry Long Service Leave Payments Board	Elcord Construction Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 21/2015	Construction Industry Long Service Leave Payments Board	BVM Construction Group Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 22/2015	Construction Industry Long Service Leave Payments Board	Relines Australia Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 23/2015	Construction Industry Long Service Leave Payments Board	G&N Formwork (WA) Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			

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No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 24/2015	Construction Industry Long Service Leave Payments Board	Cutting Edge Carpentry & Joinery Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 25/2015	Construction Industry Long Service Leave Payments Board	Australian Railway Signaling and Electrical Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 27/2015	Norman William Tower	James Sinclair Thomson – Trading as Mundaring Hire Service / J.S.T Projects	Industrial Relations Act 1979 – Enforcement of Commission Order	Judgment by Default		\$50.00	\$3,100.00
M 30/2015	Neil Marsden	National Patient Transport Pty Ltd	Fair Work Act 2009 – Alleged breach of Instrument	Discontinued			
M 33/2015	Construction Industry Long Service Leave Payments Board	Leeming Enterprises Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 34/2015	Construction Industry Long Service Leave Payments Board	R.J. Baker Nominees Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 35/2015	Construction Industry Long Service Leave Payments Board	Deeble Electrical Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 36/2015	Construction Industry Long Service Leave Payments Board	Lebonn Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 37/2015	Construction Industry Long Service Leave Payments Board	McLean Contracting Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 38/2015	Construction Industry Long Service Leave Payments Board	Bigrange Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 39/2015	Construction Industry Long Service Leave Payments Board	Benchmark Designer Homes Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 40/2015	Construction Industry Long Service Leave Payments Board	WA Civil Contracting Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 41/2015	Construction Industry Long Service Leave Payments Board	Cabico Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 42/2015	Construction Industry Long Service Leave Payments Board	Burgess Enterprises Australia Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 43/2015	Construction Industry Long Service Leave Payments Board	MJW Building Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			

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COMPLAINTS / CLAIMS—*continued*

No. of Claim	Claimant	Respondent	Nature of Breach	Decision	Penalty	Costs	Wages
M 44/2015	Construction Industry Long Service Leave Payments Board	Epic Civil Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 45/2015	Construction Industry Long Service Leave Payments Board	West Stone (WA) Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 46/2015	Construction Industry Long Service Leave Payments Board	SBG Administration Services Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 47/2015	Construction Industry Long Service Leave Payments Board	Chariot Construction (Australia) Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 47/2013	Hugh Sutherland Rogers	J-Corp Pty Ltd	Minimum Conditions of Employment Act 1993 & Fair Work Act 2009 – Alleged breach of Act	Claim Dismissed			
M 48/2013	Andjelko Budimlich	J-Corp Pty Ltd	Minimum Conditions of Employment Act 1993 & Fair Work Act 2009 – Alleged breach of Act	Claim Dismissed			
M 49/2015	Construction Industry Long Service Leave Payments Board	Chadwick Family Holdings Pty Ltd	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Judgment by Default	\$500.00		
M 50/2015	Construction Industry Long Service Leave Payments Board	Andrew Grieve	Alleged breach of Construction Industry Portable Paid Long Service Leave Act 1985	Discontinued			
M 54/2015	Neville Keith Dawson	T & D Sabatino Investments Pty Ltd ACN 099 979 165	Fair Work Act 2009 – Small Claim	Discontinued			
M 58/2015	Erin Burtenshaw	Ladybug Holdings Pty Ltd T/A Melville Day Care Centre	Fair Work Act 2009 – Small Claim	Judgment by Default		\$224.00	\$4,500.00