

QUEENSLAND INDEPENDENT EDUCATION UNION  
INDEPENDENT EDUCATION UNION OF AUSTRALIA –  
QUEENSLAND & NORTHERN TERRITORY BRANCH



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Thursday, 25 February 2010

Prpcccas02tb:nm

**Professional Rates of Pay Campaign**

**your rights at work**  
worth fighting for

**CATHOLIC SECTOR  
PROTECTED ACTION CO-CURRICULAR BANS  
CHAPTER BRIEFING No. 2  
[RELIGIOUS INSTITUTE AND CHRISTIAN BROTHERS' SCHOOLS]**

**Notices of Co-Curricular Bans Forwarded  
Employers Must Respond to Wage Claim**

Dear Colleagues

I write to keep you up-to-date on developments.

**Notices to Employers Forwarded**

Notices have been forwarded to your respective employing authority advising of the co-curricular ban commencing 8 March 2010.

The notices have been forwarded in two parts.

Yesterday a notice was forwarded notifying a ban on 8 – 9 March 2010.

Today a further notice was forwarded notifying a ban on 10 – 14 March 2010.

The separate notices accommodate the Toowoomba Diocese where the ban will be imposed on 8 – 9 March 2010 only.

Individual members do not have to identify that they are taking the protected action. The employer cannot ask you if you are taking the action.

**Employers Try Legal Frustrations**

Catholic employers have lodged an appeal on the issuing of the current ballot orders by Fair Work Australia (FWA).

The matter went before an FWA full bench on Monday and a decision is reserved.

The employers are unlikely to be successful.

However, in the meantime, employers will no doubt try to create confusion on the legal standing of the current protected industrial action.

The legal reality is that if protected action is authorised then employees taking that action are legally protected.

I attach a copy of the legal advice for your assistance.

**Fact Sheet**

Please find attached a Fact Sheet for distribution to members of the Chapter.

Thank you for your continued support in this campaign.

Kind regards

**TERRY BURKE  
SECRETARY**

Attachments – 1. Legal Advice; 2. Fact Sheet