

In reply please quote:

Phil Minns
Deputy Secretary, People Culture and Governance
NSW Health

By Email: phil.minns@moh.health.nsw.gov.au
Attention Sharon Litchfield, Director Industrial Relations and HR Policy

Dear Mr Minns,

Office Accommodation

ASMOF acknowledges your letter dated 10th April 2018, received by email at 1.24 pm on 11th April.

Your letter appears to suggest that there is to be a unilateral and immediate rescission of the existing Policy Directive, PD 2005_576 Office Accommodation- Public Health Organisations and Ambulance Service.

Any variation to the existing policy determination has the potential to affect the rights under clause 24, Office, Secretarial and Administrative Support of the *Staff Specialists' (State) Award*.

ASMOF considers that the intention to rescind PD 2005_576 at this time would appear to be designed to circumvent a Recommendation of Commissioner Stanton on 27th February 2018 in Matter Number 00043737 of 2018 s130 notification by ASMOF of a dispute with the Ministry of Health regarding Office Accommodation which specifically states: "*That the Ministry of Health comply with the existing Policy Directive PD 2005_575 titled Office Accommodation Policy- Public Health Organisations and Ambulance Service*".

Consistent with clause 3 (h), Issues Resolution of the *Staff Specialists' (State) Award*, ASMOF requires the Ministry to observe the status quo and not to rescind PD 2005_576 or any existing practice relating to the provision of Office Accommodation to Staff Specialists until proper and comprehensive consultation between the parties has taken place, and an agreed alternative Police Determination relating to Office Accommodation has been developed using the accepted consultation process.

Your original letter and this reply will be provided to Commissioner Stanton during the Compulsory Conference listed for 13th April 2018.

I note that the Ministry has advised today that it intends to be represented by Mr Michael Seck of St James Chambers in conciliation proceedings tomorrow. ASMOF advises that it will oppose leave being granted for Mr Seck to participate in Conciliation proceedings pursuant to s 166 (2) of the Industrial Relations Act 1996 (NSW).

Please contact Senior Industrial Advisor Bob Morgan if you wish to discuss any aspect of this matter.

Yours faithfully,



Dr Tom Karpus
Secretary
12th April 2018

