

Please note – This is a previous WA award summary and does not contain the current rates of pay

WA award summary

Sheet Metal Workers Award

1 January 2021 – 30 June 2021

About this award summary

This WA award summary is a summary of the state Sheet Metal Workers Award and does not include all obligations required by the award. It is important that you also refer to the full Sheet Metal Workers Award that is available on the WA Industrial Relations Commission website <u>www.wairc.wa.gov.au</u>

Provisions of other employment legislation also apply to employees and have been included in this WA award summary where appropriate. You may need to refer to the *Minimum Conditions of Employment Act 1993*, the *Long Service Leave Act 1958*, and the *Industrial Relations Act 1979* for full details.

This document is formatted for viewing on the Wageline website and contains web links to other relevant information. If you are using a printed copy in which links are not visible, all additional information can be found at <u>www.dmirs.wa.gov.au/wageline</u> or by contacting Wageline on 1300 655 266.

The 2020 State Wage Order issued by the WAIRC in June 2020 granted an increase in pay rates under this award effective from the first pay period on or after 1 January 2021.

Pay rates 🕘 Leave entitlements 🛱 Long service leave

Employment arrangements 🔑 Record keeping obligations

How can we help?



Step 1 Is the business in the state	This WA award summary applies to businesses in the state industrial relations system. It covers businesses which operate as:
system?	sole traders (e.g. sale shift trading as sale s sheet wetar services)
	 unincorporated partnerships (e.g. Jane and Bob Smith trading as Jane's Sheet Metal Services)
	 unincorporated trust arrangements (e.g. Jane and Bob Smith as trustees for the Smith Family Trust trading as Jane's Sheet Metal Services) incorporated associations and other non-profit bodies that are not
	trading or financial corporations
	This summary does not cover businesses and organisations in the na tional system which operate as:
	Pty Ltd businesses that are trading or financial corporations (e.g. Smith Pty Ltd trading as Jane's Sheet Metal Services)
	incorporated partnerships or incorporated trusts
	incorporated associations and other non-profit bodies that are trading or financial corporations
	For more information visit the Guide to who is in the WA state system page.
	If the business or organisation is in the national system visit the Fair Work
	Ombudsman website www.fairwork.gov.au
Step 2	The Sheet Metal Workers Award applies to businesses who engage employees to
Is the business covered by the	do work in:
Sheet Metal Workers Award?	 galvanised iron, sheet-tin and other sheet metal (ten gauge or lighter), including stove and oven making and repairing, canister making, and gas meter making and repairing
	the manufacture of metal furniture
	making and repairing circulating radiators
0	porcelain enamelling wet and dry
Step 3	The Sheet Metal Workers Award sets pay rates, working hours and other
Is the employee's job covered	employment arrangements for full time, part time and casual employees
by the Sheet Metal Workers Award?	employed to do work in engineering or production.

Employers covered by this WA award are legally required to keep employment records. Employers can be fined up to \$5,000 for not keeping employment records, for keeping inadequate or fraudulent records, or for not providing records to Industrial Inspectors when required to do so. Page 9 details record keeping requirements.

The Sheet Metal Workers Award is a legal document that outlines the minimum wages and condition of employment that must be provided to employees who are covered by the award. Employers and employees cannot agree to lesser conditions.

Industrial Inspectors at the Department of Mines, Industry Regulation and Safety have statutory powers to investigate employee complaints about underpayment of wages or leave entitlements under this WA award and state employment laws. The department can prosecute employers in the Industrial Magistrates Court for not paying the rates of pay, including overtime, penalty rates and allowances required by this WA award.

Employees who believe that they have been underpaid, or wish to make an anonymous report of wage theft, should visit the <u>Making a complaint about underpayment of wages or entitlements</u> page for more information.



All rates of pay are gross rates (before tax). The 2020 State Wage Order increased pay rates effective from the first pay period on or after **1** January **2021**. The tables below provide the rates that apply from the first pay period on or after **1** January **2021**.

Adult rates of pay – applicable from the first pay period on or after 1 January 2021 until end of last pay period commenced in June 2021

Wage Group	Classification Title (see classifications on page 15)	Weekly	Hourly	Casual (includes 20% loading)
Level C14	Engineering/Production Employee - Level I	\$760.00	\$20.00	\$24.00
Level C13	Engineering/Production Employee - Level II	\$778.40	\$20.48	\$24 .58
Level C12	Engineering/Production Employee - Level III	\$803.20	\$21.14	\$25.36
Level C11	Engineering/Production Employee - Level IV	\$826.30	\$21.74	\$26.09
Level C10	Engineering Tradesperson - Level I Production Systems Employee	\$865.80	\$22.78	\$27.34

Apprentice rates of pay – applicable from the first pay period on or after 1 January 2021 until end of last pay period commenced in June 2021

- An employer is required to pay an apprentice for time spent at TAFE (or other off the job training) as normal working hours. An employer is not required to pay TAFE fees on behalf of the apprentice.
- Apprentices aged 21 and above receive the minimum adult wage of **\$649.40** per week or the prescribed apprenticeship rate, whichever is the higher, for ordinary hours of work.

4 Year Term	3.5 Year Term	3 Year Term	Age	Weekly	Hourly
1st year	0-6 months	SV	Under 21	\$363.60	\$9.57
			21 or over	\$649.40	\$17.09
2nd year	7-18 months	1st year	Under 21	\$476.20	\$12.53
	C		21 or over	\$649.40	\$17.09
3rd year	19-30 months	2nd year	All ages	\$649.40	\$17.09
4th year	31-42 months	3rd year	All ages	\$761.90	\$20.05

Junior rates of pay – applicable from the first pay period on or after 1 January 2021 until end of last pay period commenced in June 2021

• Junior employees must not be employed in any occupation in which an apprenticeship can be undertaken.

Age	Weekly	Hourly	Casual (includes 20% loading)
20 years	\$723.90	\$19.05	\$22.86
19 years	\$611.00	\$16.08	\$19.29
18 years	\$532.00	\$14.00	\$16.80
17 years	\$456.00	\$12.00	\$14.40
16 years	\$380.00	\$10.00	\$12.00
15 years	\$304.00	\$8.00	\$9.60

- Note some of the pay rates in the Sheet Metal Workers Award fall below the minimum wages set by the 2020 State Wage Order. In such instances the rates listed here are the legal minimum rate.
- Under the *Children and Community Services Act 2004*, it is illegal to employ children under the age of 15 in this industry, except if the child is working as part of a school program (e.g. work experience placement) or in a family business.

Registered trainees

- Registered trainees are employees who are undertaking a traineeship registered with the <u>Apprenticeship Office</u> at the Department of Training and Workforce Development.
- The Sheet Metal Workers Award covers adult and junior employees undertaking a registered traineeship. Traineeships must be undertaken on a full time basis.
- The pay rates for a registered trainee are based on the Industry / Skill Level of the traineeship being undertaken, and if the employee is under 21 year of age, the highest level of schooling the trainee has completed, and how long they have been out of school.
- Wage rate tables for each of the three Industry/ Skill Levels A, B and C are provided below. The appropriate Industry/Skill Level for a traineeship can be found by matching the first three letters of the National Qualification Code and the AQF Certificate Level of the employee's traineeship (found in the Traineeship Details section on the trainee's Training Contract) with the Level A, B or C section of the Industry/ Skill level list on the Pay rates for trainees page.
- Registered trainees who are undertaking qualifications at AQF IV level are entitled to an additional **3.8% loading** on top of the applicable rate as shown below.
- An employer is required to pay a registered trainee for time spent at TAFE (or other off the job training) as normal working hours. An employer is not required to pay TAFE fees on behalf of the registered trainee.

Registered trainees rates of pay – applicable from the first pay period on or after 1 January 2021 until end of last pay period commenced in June 2021

Adult registered trainees

A registered trainee who has reached 21 years of age is entitled to the following weekly rates of pay:

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Industry/Skill Level	Weekly pay rate
A	\$595.00
В	\$576.00
C	\$528.00

Junior registered trainees Industry / Skill Level A

	Highest Year of Schooling						
	Year 10 and below		Year	11	Year 12		
School leaver	Weekly	Part time and school based trainees per hour	Weekly	Part time and school based trainees per hour	Weekly	Part time and school based trainees per hour	
	\$225.00 (*50%)	\$7.40	\$280.00 (*33%)	\$9.21			
	\$263.00 (*33%)	\$8.65	\$312.00 (*25%)	\$10.26	\$385.00	\$12.66	
Plus 1 year out of school	\$312.00	\$10.26	\$385.00	\$12.66	\$446.00	\$14.67	
Plus 2 years	\$385.00	\$12.66	\$446.00	\$14.67	\$521.00	\$17.14	
Plus 3 years	\$446.00	\$14.67	\$521.00	\$17.14	\$595.00	\$19.57	
Plus 4 years	\$521.00	\$17.14	\$595.00	\$19.57			
Plus 5 years	\$595.00	\$19.57					

Industry / Skill Level B

	Highest Year of Schooling						
	Year 10 and below		١	Year 11	Year 12		
School leaver	Weekly	Part time and school based trainees per hour	Weekly	Part time and school based trainees per hour	Weekly	Part time and school based trainees per hour	
	\$225.00 (*50%)	\$7.40	\$280.00 (*33%)	\$9.21			
	\$263.00 (*33%)	\$8.65	\$312.00 (*25%)	\$10.26	\$375.00	\$12.34	
Plus 1 year out of school	\$312.00	\$10.26	\$375.00	\$12.34	\$429.00	\$14.11	
Plus 2 years	\$375.00	\$12.34	\$429.00	\$14.11	\$505.00	\$16.61	
Plus 3 years	\$429.00	\$14.11	\$505.00	\$16.61	\$576.00	\$18.95	
Plus 4 years	\$505.00	\$16.61	\$576.00	\$18.95			
Plus 5 years	\$576.00	\$18.95					

Industry / Skill Level C

	Highest Year of Schooling						
	Year 10 and below		Yea	r 11	Year 12		
School leaver	Weekly	Part time and school based trainees per hour	Weekly	Part time and school based trainees per hour	Weekly	Part time and school based trainees per hour	
	\$225.00 (*50%)	\$7.40	\$280.00 (*33%)	\$9.21			
	\$263.00 (*33%)	\$8.65	\$312.00 (*25%)	\$10.26	\$373.00	\$12.27	
Plus 1 year out of school	\$312.00	\$10.26	\$373.00	\$12.27	\$419.00	\$13.78	
Plus 2 years	\$373.00	\$12.27	\$419.00	\$13.78	\$470.00	\$15.46	
Plus 3 years	\$419.00	\$13.78	\$470.00	\$15.46	\$528.00	\$17.37	
Plus 4 years	\$470.00	\$15.46	\$528.00	\$17.37			
Plus 5 years	\$528.00	\$17.37					

*Figures in brackets indicate the average proportion of time spent on approved training to which the associated wage rate is applicable. Where not specified, the average proportion of time spent in structured training which has been taken into account in setting the rate is 20%.



Allowance

Meal allowance

If an employee is required to work overtime for more than two hours, without notification the previous day or earlier, they must be supplied with a meal by the employer or be paid **\$8.80** for a meal and if owing to the amount of overtime worked, a second or subsequent meal is required, the employee shall be supplied with each such meal by the employer or be paid **\$6.00** for each meal so required.

Leading hand allowance

In addition to the appropriate total **weekly** wage a leading hand must be paid the following, if placed in charge of:

- Not less than 3 nor more than 10 other workers
- More than 10 and not more than 20 other workers
- More than 20 other workers

- \$21.00 per week \$32.20 per week
- \$41.60 per week

Location allowance for employees in regional areas

- Employees employed in certain regional towns must be paid the location allowance relevant to that town. Rates listed below are for adult employees working full time. Junior employees, casual employees, part time employees, apprentices and trainees must be paid proportionate location allowance based on the proportion which their weekly wage is to the adult rate under the WA award.
- If an employee has a dependant (a spouse or partner, or a child if there is no spouse or partner) the employee is entitled to receive double the allowance specified for the relevant town except if the dependant also receives a location or district allowance payment as part of their own employment.
- If an employee has a 'partial dependant' (a dependant who receives a district or location allowance of their own which is less than the location allowance the employee is entitled to under this award) the employee is entitled to receive:
 - o the relevant location allowance for the employee's town; plus
 - an amount equal to the difference between the employee's location allowance and the amount their partial dependant receives in district or location allowance.
- If an employee receives free board and lodging, or is paid an allowance for board and lodging, the rate of location allowance is adjusted to 66.67% (two thirds) of the rate for the relevant town.

Town	\$ per week	Town	\$ per week	Town	\$ per week
Agnew	\$22.30	Halls Creek	\$52.40	Norseman	\$19.80
Argyle	\$59.70	Kalbarri	\$8.00	Nullagine	\$57.80
Balladonia	\$23.10	Kalgoorlie	\$9.50	Onslow	\$38.90
Barrow Island	\$38.90	Kambalda	\$9.50	Pannawonica	\$29.10
Boulder	\$9.50	Karratha	\$37.60	Paraburdoo	\$28.90
Broome	\$35.90	Koolan Island	\$39.30	Port Hedland	\$31.10
Bullfinch	\$10.40	Koolyanobbing	\$10.40	Ravensthorpe	\$11.70
Carnarvon	\$18.40	Kununurra	\$59.70	Roebourne	\$43.30
Cockatoo Island	\$39.30	Laverton	\$22.80	Sandstone	\$22.30
Coolgardie	\$9.50	Learmonth	\$32.80	Shark Bay	\$18.40
Cue	\$22.90	Leinster	\$22.30	Southern Cross	\$10.40
Dampier	\$31.30	Leonora	\$22.80	Telfer	\$53.20
Denham	\$18.40	Madura	\$24.10	Teutonic Bore	\$22.30
Derby	\$37.30	Marble Bar	\$57.90	Tom Price	\$28.90
Esperance	\$6.50	Meekatharra	\$19.80	Whim Creek	\$37.20
Eucla	\$25.00	Mount Magnet	\$24.80	Wickham	\$35.90
Exmouth	\$32.80	Mundrabilla	\$24.60	Wiluna	\$22.50
Fitzroy Crossing	\$45.30	Newman	\$21.40	Wyndham	\$55.90

Location allowance rates effective 1 July 2020

Other allowances

The Sheet Metal Workers Award contains a range of other allowances, which apply to specific working arrangements. These include:

- construction allowance (clause 6(5))
- fares and travel allowance (clause 23)
- car allowance (clause 24)
- distant work allowance (clause 25)
- special rates and provisions (clause 7)

Please view the award on the WA Industrial Relations Commission website <u>www.wairc.wa.gov.au</u> for details.

Employment of children

- Under the *Children and Community Services Act 2004*, it is illegal to employ children under the age of 15 in this industry, except if the child is working as part of a school program (e.g. work experience placement) or in a family business.
- School aged children must not be employed during school hours, unless participating in a school program.
- Visit the When children can work in Western Australia page for more information.



Ordinary working hours, penalty rates and overtime – full time employees

Full time employees are engaged in ongoing employment and work an average of 38 ordinary hours per week.

Ordinary hours of work

The ordinary hours for full time employees (other than continuous shift employees) is:

- average of 38 hours per week worked based on one of the following cycles;
 - 38 hours within a work cycle not exceeding 7 consecutive days;
 - 76 hours within a work cycle not exceeding 14 consecutive days;
 - 114 hours within a work cycle not exceeding 21 consecutive days; or
 - 152 hours within a work cycle not exceeding 28 consecutive days.
- worked on any or all days of the week, Monday to Friday, between 6.00am and 6.00pm; and
- not more than 8 hours on any day, except where the employer and the majority of employees in the plant, section or sections concerned have agreed (subject to certain conditions).

Overtime

All time worked outside the ordinary hours of work, is paid for at overtime rates.

When overtime applies for a full time employee	Overtime rates
For all work done beyond the ordinary working hours of work fixed	Time and a half for the first two hours and
for the workplace Monday to Friday	double time after that
If an employee works on Saturday prior to 12 noon	Time and a half for the first two hours and
	double time after that
If an employee works on Saturday after 12 noon	Double time
If an employee works on Sunday	Double time
If an employee works on a public holiday (or substituted day)	Double time and a half

Shift work

Specific hours and overtime provisions apply for employees working continuous shift work. See clauses 31 and 8(2) of the Sheet Metal Workers Award available on the WA Industrial Relations Commission website www.wairc.wa.gov.au



Ordinary working hours, penalty rates and overtime – part time employees

- Part time employees are engaged in ongoing employment to work a constant number of ordinary hours each week, which must average less than 38 hours per week.
- Part time employees receive the same wages and conditions as full time employees but on a proportionate basis to the hours they work.

Ordinary hours of work

The ordinary hours for part time employees (other than continuous shift employees) is:

- set hours averaging less than 38 per week;
- worked Monday to Friday between 6.00am and 6.00pm; and
- not more than 8 hours on any day, except where the employer and the majority of employees in the plant, section or sections concerned have so agreed (subject to certain conditions).

Overtime and penalty rates

When overtime applies for a part time employee	Overtime rates
For all work done beyond the ordinary working hours for that workplace Monday to Friday	Time and a half for the first two hours and double time after that
If a part time employee works in excess of the hours fixed under their contract of employment	Time and a half for the first two hours and double time after that
If an employee works on Saturday prior to 12 noon	Time and a half for the first two hours and double time after that
If an employee works on Saturday after 12 noon	Double time
If a part time employee works on a Sunday	Double time
If an employee works on a public holiday (or substituted day)	Double time and a half



Ordinary working hours, penalty rates and overtime - casual employees

Ordinary hours of work

The ordinary hours for casual employees (other than continuous shift employees) is:

- variable hours of less than 38 hours per week;
- worked Monday to Friday between 6.00am and 6.00pm; and
- not more than 8 hours on any day, except where the employer and the majority of employees in the plant, section or sections concerned have agreed (subject to certain conditions).

Overtime

	•
When overtime applies for a casual employee	Overtime rates
All work done beyond the ordinary working hours for that workplace Monday to Friday	Time and a half for the first two hours and double time after that
If an employee works on Saturday prior to 12 noon	Time and a half for the first two hours and double time after that
If the employee works on Saturday after 12 noon	Double time
If the employee works on Sunday	Double time
If an employee works on a public holiday (or substituted day)	Double time and a half





- Employees are entitled to a meal break of not more than one hour. An employee must not be required to work for more than 5 hours without a meal break except if the employer and the majority of employees in the workplace agree that up to 6 hours can be worked without a meal break.
- An employee who is required to postpone their meal break for more than 30 minutes must be paid at overtime rates until released for a meal.
- A paid rest period of 7 minutes must be allowed each morning, in a manner to suit the convenience of the employer.
- The time of taking a scheduled meal break or rest break by one or more employees may be altered by the employer if it is necessary to do so in order to meet a requirement for continuity of operations.

Employment records



- Employers are legally required to keep employment records which demonstrate that employees have been paid all entitlements under the Sheet Metal Workers Award and relevant legislation.
- Employers must keep all employment records for at least seven years after they are made for both current and past employees. Records relating to long service leave must be kept for seven years from the date an employee's employment ends.
- Employers can be fined up to \$5,000 by the Industrial Magistrates Court for not keeping employment records or for keeping inadequate or fraudulent records. Employers often fail to keep sufficient detail in their employment records.
- Employers must keep records that detail:
 - Employee's name
 - Date of birth if under 21 years of age
 - o Date employee commenced with the employer
 - o Total number of hours worked each week
 - The gross and net amounts paid to the employee
 - o All information required to calculate long service leave entitlements and payment
 - All pay deductions and reasons for them
 - Name of WA award that applies
 - Daily start and finish time and meal breaks taken
 - Employment status (full time, part time, casual)
 - o Employee's classification under the award
 - All leave taken, whether paid, partly paid or unpaid
 - Any other information necessary to prove that the wages received by an employee comply with the requirements of the Sheet Metal Workers Award, such as overtime hours worked and allowances paid. Contact <u>Wageline</u> or view the full Sheet Metal Workers Award on the WA Industrial Relations Commission website <u>www.wairc.wa.gov.au</u> for details.
- Employment records can be written or electronic as long as they are in a form that can be printed. Time and wage books can be used to keep employment records, however, it is the employer's responsibility to ensure the time and wage book includes all of the required information.
- The records must be in English.
- Wageline's <u>Employment record obligations for WA award employers</u> publication helps state system employers keep correct employment records. The publication features helpful step by step guides to record keeping and Wageline's new look record keeping templates.



Deductions from pay

An employer may only make a deduction from an employee's pay if:

- the employee has agreed to the deduction in writing, (as part of a written employment contract or otherwise) and the deduction is on behalf of the employee;
- the employer is authorised by the WA award to make the deduction and the deduction is on behalf of the employee; or
- the employer is required by a court or a State or federal law to make the deduction (e.g. tax that must be withheld from the employee's pay).



- A full time employee is entitled to public holidays (or days substituted for public holidays) without deduction of pay. A part time employee is entitled to a public holiday (or day substituted for a public holiday) without deduction of pay if they would ordinarily be required to work on that day if it was not a public holiday.
- If a public holiday falls on a Saturday or Sunday, the following Monday will be considered to be the public holiday. However, if Boxing Day falls on a Sunday or Monday, the following Tuesday will be considered to be the public holiday. When a public holiday is substituted with another day, the public holiday itself is no longer considered a public holiday for the purposes of the WA award.
- Visit the <u>Public Holidays in Western Australia</u> page to view the public holiday dates.



Leave entitlements

	Quick reference	guide	
Leave entitlement	Full time	Part time	Casual
Annual leave	✓		*
Sick and carers leave	✓		×
Unpaid carers leave	✓		\checkmark
Bereavement leave	✓	\checkmark	\checkmark
Unpaid Parental leave	X	\checkmark	\checkmark
Long Service leave		✓	\checkmark

This WA award summary covers the basic leave entitlements for employees covered by the Sheet Metal Workers Award but does **not** include all details on leave obligations and entitlements. Full details of conditions are contained in the Sheet Metal Workers Award on the WA Industrial Relations Commission website <u>www.wairc.wa.gov.au</u>, the *Minimum Conditions of Employment Act 1993* and the *Long Service Leave Act 1958* (or the *Construction Industry Portable Paid Long Service Leave Act 1985* where applicable).

Bereavement leave

- All employees, including casual employees, are entitled to two days paid bereavement leave on the death of a spouse, de facto partner, parent, step-parent, grandparent, child, step-child, grandchild, sibling or any other member of the employee's household. The two days need not be consecutive.
- Bereavement leave is a minimum entitlement from the Minimum Conditions of Employment Act 1993.

Parental leave

• Employees, including eligible casual employees, are entitled to the unpaid parental leave entitlements in the National Employment Standards of the *Fair Work Act 2009*, as well as a number of more beneficial conditions contained in the *Minimum Conditions of Employment Act 1993* (a return to work after parental leave on a modified basis and a reversion to pre-parental leave working conditions). Visit the <u>Parental leave</u> page for more details.

Long service leave

- This WA award summary provides information based on the provisions of the *Long Service Leave Act 1958*. Employees who work on site in the construction industry may instead be covered by the *Construction Industry Portable Paid Long Service Leave Act 1985*. Visit <u>www.myleave.wa.gov.au</u> for more information.
- Long service leave is a paid leave entitlement for employees who have continuous employment with 'one and the same employer' for a specified period. Full time, part time and casual employees are entitled to long service leave under the *Long Service Leave Act 1958*.
- To be entitled to long service leave an employee's employment with their employer must be continuous. The amount of their long service leave is determined by the employee's period of continuous employment.

- There are a range of paid and unpaid absences or interruptions to an employee's employment that count towards the employee's period of employment for the purposes of accruing long service leave. Some other types of absences do not break an employee's continuous employment, but do not count towards an employee's period of employment for the purposes of accruing long service leave. See the <u>Long service leave – What is</u> <u>continuous employment</u> page for more information.
- 'The one and the same employer' also includes employers who previously owned a business, where there has been a transmission of business. This means an employer who buys or otherwise acquires a business or part of a business will take on the long service leave obligations for existing employees if there has been a transmission of business. This applies regardless of anything written in a sale of business contract.

business. This a	pplies regardless of anything written in a sale of business contract.			
Taking long serv				
The long service leave entitlement for full time, part time and casual employees is:				
• after 10 years of continuous employment with the one and the same employer $-8^{2/3}$ (8.667) weeks of				
leave or	leave on ordinary pay; and			
for ever	y 5 years of continuous employment with the one and the same employer after the initial			
10 years	$5 - 4^{1/3}$ (4.333) weeks of leave on ordinary pay.			
When employm	When employment ceases			
Employee with	When an employee with at least 7 but less than 10 years of continuous employment resigns			
between 7 and	or is terminated, they are entitled to pro rata long service leave on the basis of $8^{2/3}$ (8.667)			
10 years of	weeks for 10 years of continuous employment. This entitlement:			
continuous	 is calculated on the employee's entire period of employment; that is, years, months, 			
employment	weeks and days;			
	 applies to employees who resign, are made redundant, die or whose employer has 			
	terminated them for any reason other than serious misconduct; and			
	 does not apply to an employee whose employer has terminated them for serious 			
	misconduct.			
Employee with	Full entitlement – 10 years or more of continuous employment			
10 or more	An employee who resigns or whose employment is terminated for any reason is entitled to:			
years of	 8^{2/3} (8.667) weeks of leave if they have completed 10 years of continuous 			
, continuous	employment; and			
employment	 an additional 4^{1/3} (4.333) weeks of leave for each subsequent 5 years after the initial 			
	10 years of continuous employment.			
	Pro-rata entitlement – more than 10 years of continuous employment			
	When an employee with more than 10 years but less than 15 years of continuous			
	employment resigns or is terminated they are entitled to pro rata leave. This entitlement:			
	is calculated on the basis of $8^{2/3}$ weeks for 10 years of continuous employment for			
	each year of employment since they completed 10 years of continuous employment;			
	• is calculated on completed years of employment only; that is, it does not include			
	months, weeks or days; and			
	 does not apply to an employee whose employer has terminated them for serious 			
	misconduct.			
	This pro rata entitlement (calculated on the basis of $8^{2/3}$ weeks for 10 years of continuous			
	employment) will also apply to each year of employment since an employee completed			
	15, 20, 25, 30, 35 years etc. of employment.			

- The Long service leave pages of the Wageline website contain extensive information on:
 - What counts as continuous employment, including details on the impact of various types of paid and unpaid absences or interruptions on continuous employment.
 - What happens when business ownership changes.
- The <u>WA long service leave calculator</u> can provide an estimate of an employee's long service leave entitlement when employment ends as a result of resignation, dismissal, death or redundancy. The WA long service leave calculator is available at <u>www.dmirs.wa.gov.au/lslcalculator</u>.

Sick and carer's leave

- Sick and carer's leave entitles a full time or part time employee to paid time off work due to either illness or injury to themselves (sick leave), or because they have to care for an ill or injured family or household member (carer's leave).
- Full time and part time employees are entitled to paid sick and carer's leave equal to the number of hours they would ordinarily work in a two-week period, up to 76 hours per year. Sick and carer's leave is a cumulative entitlement, and any leave not taken in one year can be carried over to the next year.
- Sick and carer's leave accrues on a weekly basis for full and part time employees.
- In the first year of employment, a full time or part time employee can use any paid sick and carer's leave that they have accrued to date for caring purposes.
- In the second and subsequent years of employment, a full time employee can only use a maximum of 76 hours of their accrued sick leave entitlement for caring purposes, or a part time employee the relevant proportion of 76 hours based on their ordinary hours of work.
- An employee is entitled to up to two days of unpaid carer's leave per occasion if an employee does not have sufficient paid leave accrued or has exceeded the maximum amount of carer's leave that can be taken in any 12 month period.
- Casual employees are not entitled to paid sick leave or paid carer's leave. Casual employees can access up to two day's unpaid carer's leave per occasion.
- Sick and carer's leave is a minimum entitlement from the *Minimum Conditions of Employment Act 1993*.
- Wageline's <u>Sick leave calculation guide</u> can assist with calculating sick and carer's leave entitlements.
- The Employment record obligations for WA award employers publication includes a leave record template.

Annual leave

- Full time employees are entitled to a minimum of four weeks of paid annual leave for each year of completed service, up to 152 hours. Part time employees are entitled to a minimum of four weeks of paid annual leave per year paid on a pro rata basis according to the number of hours they are required ordinarily to work in a four week period. Casual employees are not entitled to annual leave.
- Annual leave is a minimum entitlement in the *Minimum Conditions of Employment Act 1993* and the Sheet Metal Workers Award sets out additional requirements regarding annual leave and annual leave loading.
- During a period of annual leave an employee must be paid annual leave loading of 17.5%. If an employee would have received any additional rates for work performed in ordinary hours, had he or she not been on leave, and such additional rates would have entitled them to a greater amount than the 17.5% loading, then such additional rates must be added to the ordinary rate of wage in lieu of the 17.5% loading.
- On termination, annual leave loading of 17.5% is paid out on fully accrued annual leave entitlements for completed years of employment. Annual leave loading is not paid on proportionate leave (leave accrued in an incomplete year of employment) on termination.
- Annual leave accrues on a weekly basis:
 - A full time employee accrues 2.923 hours of annual leave for each completed week of work.
 - A part time employee accrues the relevant proportion of 2.923 hours annual leave for each completed week of work.
 - Visit Wageline's <u>Annual leave calculation guide</u> to work out annual leave entitlements.
- Wageline's <u>Employment record obligations for WA award employers</u> publication includes a leave record template.



Resignation, termination and redundancy

Resignation by the employee

- Full time and part time employees are required to provide:
 - During the first month of employment 1 day's notice.
 - After one month of employment 1 week's notice.
- A casual employee can resign by providing one hour's notice.

Termination

- Prior to terminating an apprentice, an employer must contact the Department of Training and Workforce Development Apprenticeship Office on 13 19 54 to discuss any proposed termination of an apprentice.
- An employer is required to give a casual employee one hour's notice of termination.
- Except in cases of serious misconduct, an employer is required to give full time and part time employees the following period of notice of termination (or payment in lieu):

Period of continuous service	Notice period
Not more than 1 year	1 week
More than 1 year but not more than 3 years*	2 weeks
More than 3 years but not more than 5 years*	3 weeks
More than 5 years*	4 weeks

*Employees over 45 years of age with two or more years of continuous service must receive an additional week's notice.

Redundancy

- An employee is redundant when their employer has made a definite decision that they no longer wish the job the employee has been doing to be done by anyone.
- When an employee has been made redundant they are entitled to receive:
 - the appropriate notice period or pay in lieu of notice, as outlined in the termination section above;
 - paid leave for job interviews;
 - any unpaid wages;
 - o any unused accrued and pro rata annual leave;
 - any unused accrued long service leave;
 - o pro rata long service leave (if applicable); and
 - severance pay (if applicable).
- Visit the <u>Redundancy General information</u> page for information on redundancy obligations.

Severance pay – Employers who employ 15 or more employees

- Employers covered by this award who employ 15 or more employees must pay severance pay when an employee is made redundant, as outlined in the table below.
- Employers who employ less than 15 employees are not required to make severance payments to redundant employees.

Period of continuous service*	Number of weeks severance pay
Less than 1 year	Nil
1 year and less than 2 years	4 weeks
2 years and less than 3 years	6 weeks
3 years and less than 4 years	7 weeks
4 years and less than 5 years	8 weeks
5 years and less than 6 years	10 weeks
6 years and less than 7 years	11 weeks
7 years and less than 8 years	13 weeks
8 years and less than 9 years	14 weeks
9 years and less than 10 years	16 weeks
10 years and over	12 weeks

*An employee's period of continuous service includes any service with that business under a previous employer where there has been a transmission of the business.

- These severance pay requirements do not apply to probationary employees, apprentices and trainees, casual and contract employees or employees terminated due to serious misconduct or for other reasons not related to redundancy.
- Redundancy pay is calculated based on the applicable number of weeks' severance multiplied by ordinary time earnings. Ordinary time earnings excludes overtime, penalty rates, and allowances.

- If the employee resigns during the notice period, they are entitled to the same severance pay they would receive if they had worked until the end of the notice period. However, in this circumstance the employee is not entitled to payment in lieu of notice.
- Visit the <u>Redundancy payments</u> page for more information on redundancy payments.

Dismissal requirements

- Under state laws, employees cannot be dismissed if to do so would be harsh, unfair or oppressive. There must be a valid and fair reason for dismissal, such as:
 - consistent unsatisfactory work performance (which has been raised with the employee and the employee given further training and an opportunity to improve their work performance);
 - inappropriate behaviour or actions; or
 - o serious misconduct.
- The Dismissal information page outlines obligations and requirements when an employee is terminated



Level	Description
C14	Engineering/Production Employee - Level I
	Training
	Up to 38 hours induction training.
	Indicative duties
	An employee at this level performs routine duties essentially of a manual nature, and to the level of their
	training:
	 performs general labouring and cleaning duties; works under direct supervision and eventising minimal independent or
	 works under direct supervision and exercising minimal judgement; or undertakes structured training so as to enable them to work at C13 level.
C13	Engineering/Production Employee - Level II
	Training
	Up to three months of structured training.
	Indicative duties
	Performs work above and beyond the skills of an employee at C14, and to the level of their training:
	 works under direct supervision either individually or in a team environment;
	 understands and undertakes basic quality control/assurance procedures including the ability to
	recognise basic quality deviations and faults; or
	 understands and utilises basic statistical process control procedures.
	Indicative tasks
	 repetitive work on automatic, semi-automatic or single purpose machines or equipment;
	• assembling components using basic written, spoken and/or diagrammatic instructions in an assembly
	environment;
	 basic soldering or butt and spot welding skills or cutting scrap with oxy-acetylene blow pipe;
	using selected hand tools;
	 cleaning boilers; maintaining simple records;
	 maintaining simple records; using hand trolleys and pallet trucks; and
	 assisting in the provision of on the job training in conjunction with tradespersons and
	supervisor/trainers.
C12	Engineering/Production Employee - Level III
	Training
	Production/Engineering Certificate I, or equivalent training to enable the employee to perform work within
	the scope of this level.
	Indicative duties
	Performs work above and beyond the skills of an employee at C13 and to the level of their training:
	is responsible for the quality of their own work subject to routine supervision;
	 works under routine supervision either individually or in a team environment; exercises discretion within their level of skills and training.
	Indicative tasks
	 operating flexibly between assembly stations; operating machinery and equipment which requires exercicing skills and knowledge beyond that of an
	 operating machinery and equipment which requires exercising skills and knowledge beyond that of an employee at Level C13;
	 applying non-trade engineering skills;
	 applying basic tracing and sketching skills;
	 receiving, despatching, distributing, sorting, checking, packing (other than repetitive packing in a

	standard container in which such goods are ordinarily sold), documenting and recording of goods, materials and components;
	 undertaking basic inventory control in the context of a production process;
	 utilising basic keyboard skills;
	 using advanced soldering techniques;
	 boiler attendant;
	 operating mobile equipment including forklifts, hand trolleys, pallet trucks, overhead cranes and winch operation;
	measuring accurately;
	 assisting one or more tradespersons;
	 welding that requires the exercise of knowledge and skills above level C13; and
	 assisting in the provision of on the job training in conjunction with tradespersons and
	supervisor/trainers.
C11	Engineering/Production Employee - Level IV
	Training Production/Engineering Certificate II, or equivalent training so as to enable the employee to perform work
	within the scope of this level.
	Indicative duties
	Performs work above and beyond the skills of an employee at C12, and to the level of their training:
	 works from complex instructions and procedures;
	 assists in the provision of on the job training to a limited degree;
	 co-ordinates work in a team environment or works individually under general supervision; or
	 is responsible for assuring the quality of their own work.
	Indicative tasks
	 using precision measuring instruments;
	 machine setting, loading and operation;
	 rigging (certificated);
	 inventory and store control including:
	 licensed operation of all appropriate materials handling equipment;
	 use of tools and equipment within the scope of (basic non-trades) maintenance; and
	 computer operation at a level higher than that of an employee at C12 level;
	 has intermediate keyboard skills;
	 has basic engineering and fault finding skills;
	 undertakes basic quality checks on the work of others;
	• is licensed and certified for forklift, engine driving and crane driving operations to a level higher than
	C12;
	 has a knowledge of the employer's operations as it relates to production processes;
	 Iubricating production machinery equipment; and
	assisting in the provision of on the job training in conjunction with tradespersons and
	supervisor/trainers.
C10	Engineering Tradesperson - Level I
	Training
	Production/Engineering Certificate III, Trade Certificate or Tradespersons Rights Certificate as an:
	 Engineering Tradesperson (electrical/electronic) - Level I; or
	 Engineering Tradesperson (mechanical) - Level I; or
	 Engineering Tradesperson (fabrication) - Level I;
	and is able to exercise the skills and knowledge of that trade.
	Indicative duties/tasks
	Performs work above and beyond the skills of an employee at C11 and to the level of their training:
	 understands and applies quality control techniques;
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	 exercises good interpersonal and communications skills;
	 exercises keyboard skills at a level higher than C11;
	 exercises discretion within the scope of this grade;
	• performs work under limited supervision either individually or in a team environment;
	 operates all lifting equipment incidental to their work;
	 performs non-trade tasks incidental to their work;
	• performs work which while primarily involving the skills of the employee's trade is incidental or
	peripheral to the primary task and facilitates the completion of the whole task. Such incidental or
	peripheral work would not require additional formal technical training; and
	• is able to inspect products and/or materials for conformity with established operational standards.
C10	Production Systems Employee
	Training
	Applies the skills acquired through the successful completion of a trade certificate level qualification in the
	production, distribution, or stores functions according to the needs of the enterprise.
	Indicative duties
	Performs work above and beyond an employee at C11 and to the level of their training:
	 understands and applies quality control techniques;
	 exercises good interpersonal communications skills;
	 exercises discretion within the scope of this grade;
	 exercises keyboard skills at a level higher than C11;
	 performs work under general supervision either individually or in a team environment; and
	 is able to inspect products and/or materials for conformity with established operational standards.
	Indicative tasks
	 approves and passes first off samples and maintains quality of product;
	 works from production drawings, prints or plans;
	• operates, sets up and adjusts all production machinery in a plant including production process welding
	to the extent of training; and
	 can perform a range of engineering maintenance functions including:
	 removal of equipment fastenings including use of destructive cutting equipment;
	 Iubrication of production equipment;
	 running adjustments to production equipment;
	 operates all lifting equipment;
	 basic production scheduling and materials handling within the scope of the production process or
	directly related functions within raw materials/finished goods locations in conjunction with
	technicians; o understands and applies computer techniques relating to production process operations;
	 first class engine drivers' certificate;
	has high level stores and inventory responsibility beyond the requirements of an employee at C11;
	o assists in the provision of on the job training in conjunction with tradespersons and trainers; and
	o has a sound knowledge of the employer's operations as it relates to the production process.

Disclaimer

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