



FAIR WORK
AUSTRALIA

DECISION

Fair Work Act 2009
s.210—Enterprise agreement

El Zorro Transport Pty Ltd
(AG2011/10979)

EL ZORRO ENTERPRISE AGREEMENT 2009

Rail industry

DEPUTY PRESIDENT IVES

MELBOURNE, 31 AUGUST 2011

Application to approve a variation of the El Zorro Enterprise Agreement 2009.

[1] An application has been made for approval of a variation to an enterprise agreement known as the *El Zorro Enterprise Agreement 2009* (the Agreement). The application was made pursuant to s.210 of the *Fair Work Act 2009* (the Act). It has been made by El Zorro Transport Pty Ltd. The Agreement is a single enterprise agreement.

[2] The variation can be found at Annexure A to this decision.

[3] I am satisfied that each of the requirements of ss.210 and 211 as are relevant to this application for approval have been met.

[4] The variation to the Agreement is approved and, in accordance with s.216, will operate on and from 31 August 2011.

DEPUTY PRESIDENT

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Annexure A

Variation to El Zorro Enterprise Agreement 2009-2013

The variation we seek to Clause 21 "Personal / Carers Leave", paragraph (k)

1. To add the words "agreed to" into sub-paragraph Roman numeral (I.)
2. To add a new sub-paragraph Roman numeral (III.)

The varied clause now reads as follows:

k) Cashing Out of Personal / Carers Leave

Employees may, with the agreement of El Zorro, cash out accrued personal / carers leave as follows:

- I. Each request made by an Employee must be agreed to in writing to El Zorro and,
- II. An Employee may only cash out accrued personal / carers leave in excess of the equivalent of one (1) years entitlement. That is, after cashing out, an Employee must have no fewer than the equivalent of one (1) years entitlement of accrued personal / carers leave.
- III. The cashing out of accrued personal / carers leave will start from the date of certification from Fair Work Australia. That is, any accrued personal / carers leave before certification by fair Work Australia will not be able to be cashed in.



Signed for and on behalf of
El Zorro Transport PTY LTD

.....
El Zorro Transport (Director)
Ray Evans

54a Albemarle St, Williamstown North
Victoria 3016

Date 24/08/2011

in the presence of

.....
Witness

Date 24/8/2011

Signed for and on behalf of the
Australian Rail, Tram and Bus Industry Union

.....
Rail Tram & Bus Union (National Secretary)
Bob Nanva
83-89 Renwick St Redfern NSW 2016

Date 23/8/11

in the presence of

.....
Witness

Date 23/8/11