

## Public Sector CSA Industrial Agreement 2021

### *Guidance Note*

#### Contract for Service Reviews

#### *Background*

Amendments have been made to clause 58 to provide for:

- The completion of the Department of Finance review of specific Common Use Agreements during the life of the 2019 Agreement
- Extension of the timeframe for the Employer Reviews included in the 2019 Agreement at clause 58.4 to within the life of the 2021 Agreement
- Greater clarity around the areas of enquiry for the Employer Reviews to assist the reviews meet their purpose.

#### *Purpose of Review*

The review seeks to answer the question of whether there are opportunities to engage direct employees to deliver services that have been contracted out.

NB – this review should not be confused with the Government Temporary Labour Hire Review detailed at clauses 15.5 to 15.12 of the Agreement.

Consistent with clause 58.6, Employers only need to review and provide information on contracts that are within the scope of the CSA's coverage. For example, a contract for cleaning services would be outside the scope of this Agreement. Any agreement between the Employer and Union that a contract does not involve core public sector functions should be made in writing and a record kept.

#### *Conduct of Review*

Clause 58.1 has been amended to confirm that relevant contracts under CUA that meet the contract length or value criteria should also be included in the review.

Clause 58.2 provides additional guidance on the review areas that were outlined in the 2019 Agreement under clause 58.5.

It is expected that the initial phase of this review will be to identify existing contracts that fall within scope. Under clause 58.3, agencies are to advise the CSA, either directly or via a Joint Consultative Committee, on the contracts to be reviewed and the date the agency anticipates reviews will be complete, noting that this should be on or before 12 June 2022.

Queries in relation to this clause can be submitted to your Labour Relations Adviser.