



Fair Work
Commission

Statistical report – Enterprise agreements & other bargaining data 3 December – 16 December 2022

16 January 2023

Statistical report – Enterprise agreements & other bargaining data

This report provides information on agreement approval applications lodged with the Fair Work Commission (Commission) and lodgment information for other bargaining matters.

The report uses information collected from the Commission’s case management system and the application material, including enterprise agreements (agreements) and Commission forms, to derive an average annualised wage increase (AAWI) for agreements lodged with the Commission. Further information about the data used in this report can be accessed in the [Information note \(pdf\)](#).

The information in this report is intended to complement published information from the Commonwealth Department of Employment and Workplace Relations (Department). This includes the Department’s *Trends in Federal Enterprise Bargaining* quarterly report which contains information from its Workplace Agreements Database on approved enterprise agreements made in the federal workplace relations system.

The data in this report refers to agreement approval applications lodged within the period. Some applications may subsequently be withdrawn or not approved, however, the data will not be revised after publication. In 2021–22, approximately 2.3 per cent of agreement approval applications were withdrawn by the applicant and approximately 0.4 per cent of agreement approval applications were not approved or were dismissed.

The AAWI calculated in this report is based on agreement approval applications **lodged with the Commission and not on agreements approved** as presented in the Department’s report.

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Data definitions

Data item	Description
AAWI	<p>Average annualised wage increase.</p> <p>Method of calculation: For agreements with quantifiable wage increases, it is calculated as follows:</p> $100 \times \left\{ \left[\prod_{i=1}^N 1 + r_i \right]^{\frac{1}{d}} \right\} - 1$ <p>Where r_i = percentage increase of the i^{th} time N = the number of increases over the life of the agreement d = effective duration of the agreement in years</p> <p>Fortnightly AAWI estimates are based on the AAWI per employee, which is calculated by weighting AAWI per agreement by the number of employees covered.</p> <p>AAWI estimates in this report do not include greenfields agreements as there are no employees at the time the agreement is made. Greenfields agreements are included in the Department's report in its calculation of the AAWI.</p> <p>AAWI data examines only increases to the base rate of pay and do not take into account allowances and bonus payments that are paid separate to the base wage.</p> <p>Enterprise agreements for which average percentage wage increases could not be quantified (e.g. those with inconsistent increases between different classifications) are excluded from these estimates. See 'non-quantifiable wage increases'.</p>
Agreement approval applications lodged	Applications made under s.185 of the <i>Fair Work Act 2009</i> received by the Commission in the timeframe specified in each table and chart below.

Data item	Description
Application lodged by a Union	<p>Where the applicant is a union association as found in the registered organisation list.</p> <p>These applications do not capture all applications with union involvement and are limited to applications where the union is the applicant (i.e. the entity who lodged the application). This is in contrast to how the Trends in Federal Enterprise Bargaining report deals with union coverage.</p> <p><i>Under the Fair Work Act 2009 it is possible for a union to have been involved in bargaining for an agreement and not lodge the application. Whether a union is covered by an agreement is not determined until a Commission Member issues an approval decision.</i></p>
Consistent wage increase	<p>Magnitude of wage increases are identical across the duration of the agreement. This does not include agreement approval applications where there is only 1 increase in the application.</p>
Effective duration	<p>Difference in years between the expiry date or the date of the last wage increase (whichever is latest) and the commencement date or the date of the first increase (whichever is earliest). Those few agreements with a formal duration of less than one year are considered to have an effective duration of 12 months.</p> <p>As agreements analysed in this report have not been approved, commencement dates are assumed to be 15 days after lodgment (i.e., the median approval time for agreements approved in 2021–22).</p>
Employees covered	<p>The number of employees covered by the agreement at the time the agreement was voted on. This is derived from the <i>Form F17 Employer’s declaration in support for approval of an enterprise agreement (other than a greenfield agreement)</i> (Form F17) at question 26.1.</p>
Largest industries	<p>Industries with the highest number of employees covered by agreements lodged in the fortnight.</p> <p>The listed industries are taken from the Commission’s case management system which categorises applications consistent with the list of industries on the Commission’s website.</p>

Data item	Description
Non-quantifiable wage increases	AAWIs in agreements lodged may not be quantifiable for several reasons, including: if percentage increases vary between classifications in the agreement; if wage increases are awarded only if certain productivity improvements are made; if they are dependent upon individual or company performance; if they are linked to future movements in the Consumer Price Index (CPI) or increases in the National Minimum Wage (NMW) or modern award minimum wages following an Annual Wage Review decision. Other reasons may also be considered. These are consistent with the list of reasons recorded in the Department’s Workplace Agreements Database set out at the table in the Trends in Federal Enterprise Bargaining report (p. 49).
Quantifiable wage increases	<p>AAWIs in an agreement are considered quantifiable if they contain wage increases that are consistent for all employees and are known at the time the agreement was made.</p> <p>If the agreement does not specify the increase in wages from the previous agreement, but a previous agreement has been identified by the employer in the Form F17 at question 7, then this agreement is reviewed to determine if the increase is quantifiable.</p>

1. Enterprise agreement approval applications lodged

Table 1.1: AAWI for agreement approval applications lodged in fortnight

	19 November 2022– 2 December 2022	3 December 2022– 16 December 2022
Number of agreement approval applications lodged	199	238
Number of employees covered	31 583	47 595
Median number of employees per agreement approval application lodged	39	26
Effective duration (in years)	2.2	3.2
AAWI (%)	3.8	2.8
Proportion linked to the Consumer Price Index (CPI)		
Agreement approval applications lodged (%)	7.5	6.7
Employees covered (%)	3.0	1.0
Proportion linked to the Annual Wage Review		
Agreement approval applications lodged (%)	4.5	8.4
Employees covered (%)	2.9	23.0
Proportion with consistent wage increases		
Agreement approval applications lodged (%)	30.2	29.8
Employees covered (%)	13.7	46.9
Proportion with higher wage increases on commencement		
Agreement approval applications lodged (%)	30.2	26.9
Employees covered (%)	33.9	12.0

Note: In the latest fortnight, 4.6 per cent of agreement approval applications lodged were Greenfields agreements.

Source: Fair Work Commission.

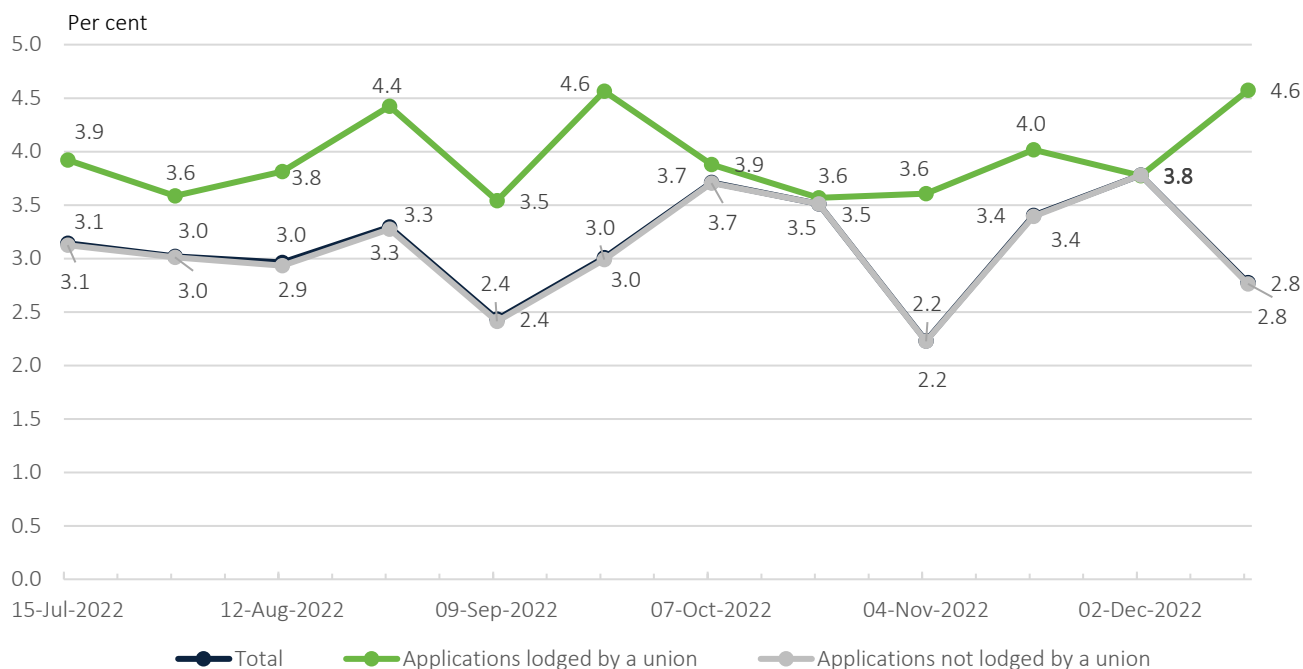
Table 1.2: AAWI for agreement approval applications lodged in fortnight which contained quantifiable wage increases by applicant type

	19 November 2022– 2 December 2022	3 December 2022– 16 December 2022
Application lodged by a Union		
Number of agreement approval applications lodged	23	30
Employees covered	142	224
Effective duration (in years)	2.7	2.8
AAWI (%)	3.8	4.6
Application not lodged by a Union		
Number of agreement approval applications lodged	176	208
Employees covered	31 441	47 371
Effective duration (in years)	2.2	3.2
AAWI (%)	3.8	2.8

Note: Applications lodged by a union do not capture all applications with union involvement. Refer to the definition of ‘application lodged by a Union’ in the data definitions section of this report for further detail.

Source: Fair Work Commission.

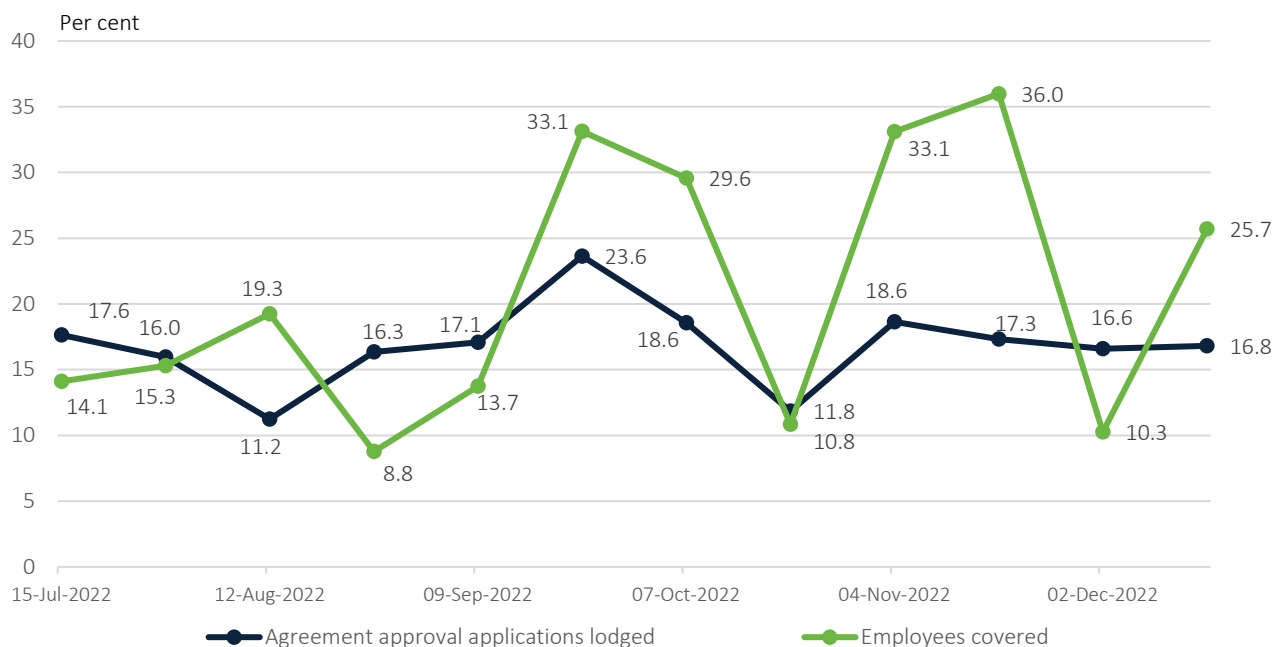
Chart 1.1: AAWI for agreement approval applications lodged in fortnight



Note: Applications lodged by a union do not capture all applications with union involvement. Refer to the definition of ‘application lodged by a Union’ in the data definitions section of this report for further detail.

Source: Fair Work Commission.

Chart 1.2: Non-quantifiable agreements, proportion of agreement approval applications lodged and employees covered



Source: Fair Work Commission.

Table 1.3: Number of agreement approval applications lodged and employees covered by quantifiable/non-quantifiable agreements

	19 November 2022– 2 December 2022	3 December 2022– 16 December 2022
Quantifiable		
Number of agreement approval applications lodged	166	198
Employees covered	28 345	35 360
Non-quantifiable		
Number of agreement approval applications lodged	33	40
Employees covered	3238	12 235
Total		
Number of agreement approval applications lodged	199	238
Employees covered	31 583	47 595

Source: Fair Work Commission.

Table 1.4: AAWI for agreement approval applications lodged by largest industries, 3 December–16 December 2022

Industry	Agreement approval applications lodged (No.)	Employees (No.)	Effective duration (Years)	AAWI (%)	Number of agreement approval applications that cover 500 or more employees (No.)	Number of agreement approval applications with consistent wage increases (No.)	Number of agreement approval applications with higher pay increases on commencement (No.)
Health and welfare services*	16	18 460	3.1	2.2	4	8	2
Retail industry**	3	8819	4.0	3.1	1	0	2
Northern Territory	1	3192	3.0	3.0	1	1	0
Educational services	22	2710	2.9	3.3	1	7	7
Local government administration	3	1477	3.2	2.0	1	0	0
Meat Industry	2	1292	3.1	3.0	1	1	0
Airport operations	2	1235	3.7	4.1	1	0	0
Manufacturing and associated industries	29	1060	2.7	3.6	0	7	15
Building, metal and civil construction industries	45	1019	3.6	4.5	0	13	4

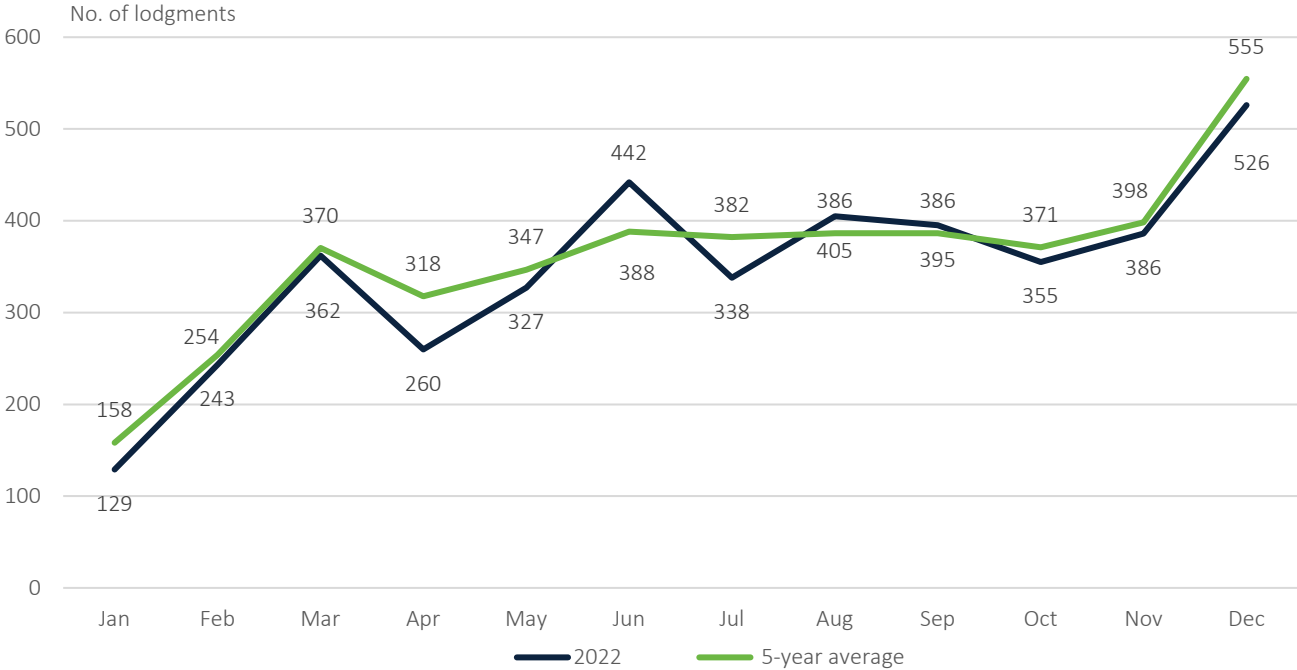
Note: * The majority of employees in this industry were covered by 1 quantifiable agreement approval application that was re-lodged. ** A large majority of employees in this industry were covered by 1 non-quantifiable agreement approval application lodged.

Source: Fair Work Commission.

2. Other bargaining data

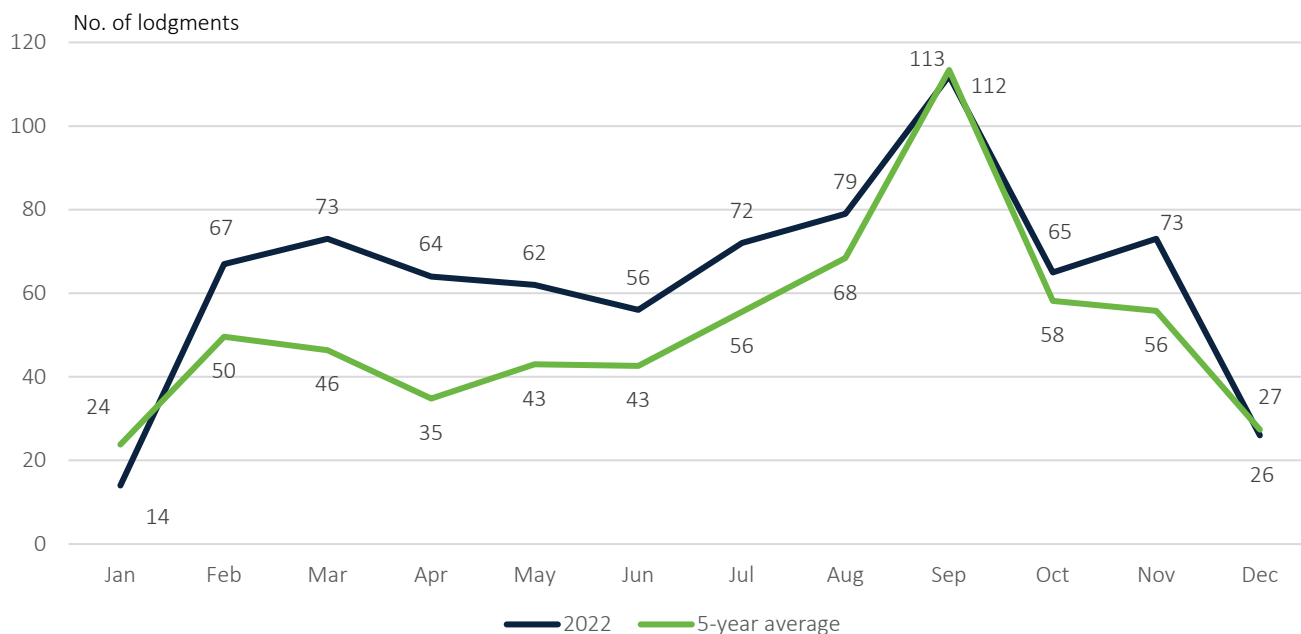
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Chart 2.1: Number of agreement approval applications lodged, s.185



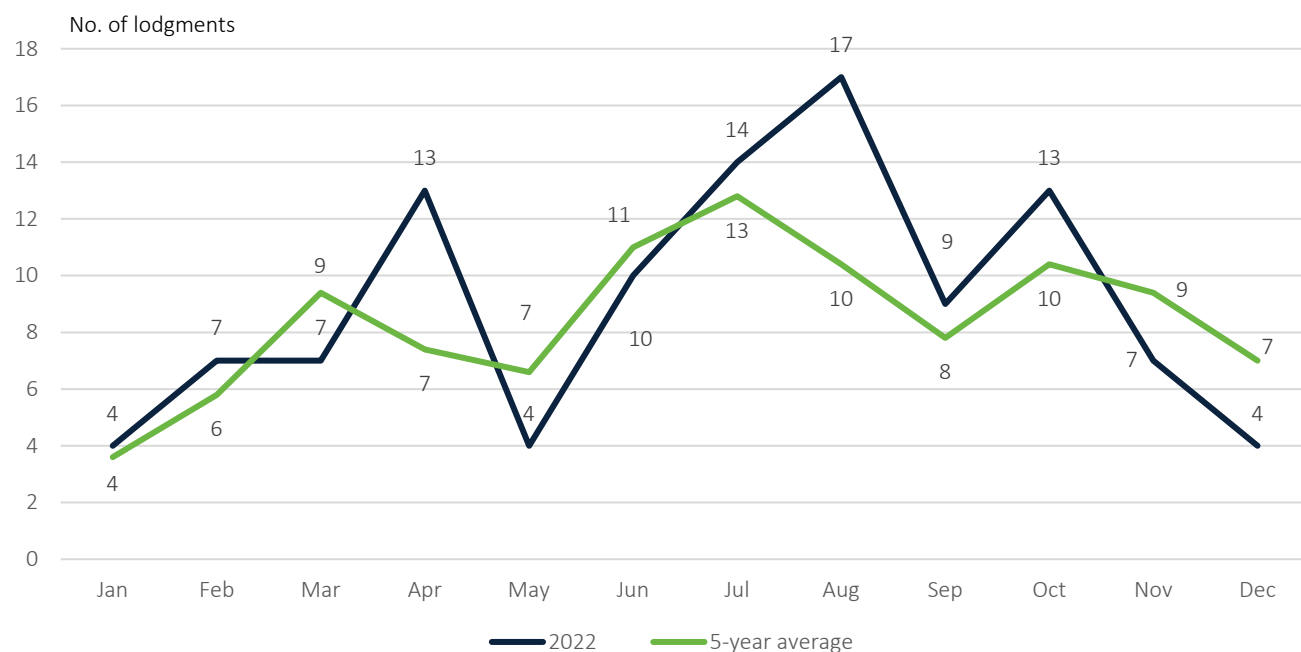
Source: Fair Work Commission.

Chart 2.2: Applications lodged for protected action ballot orders, s.437



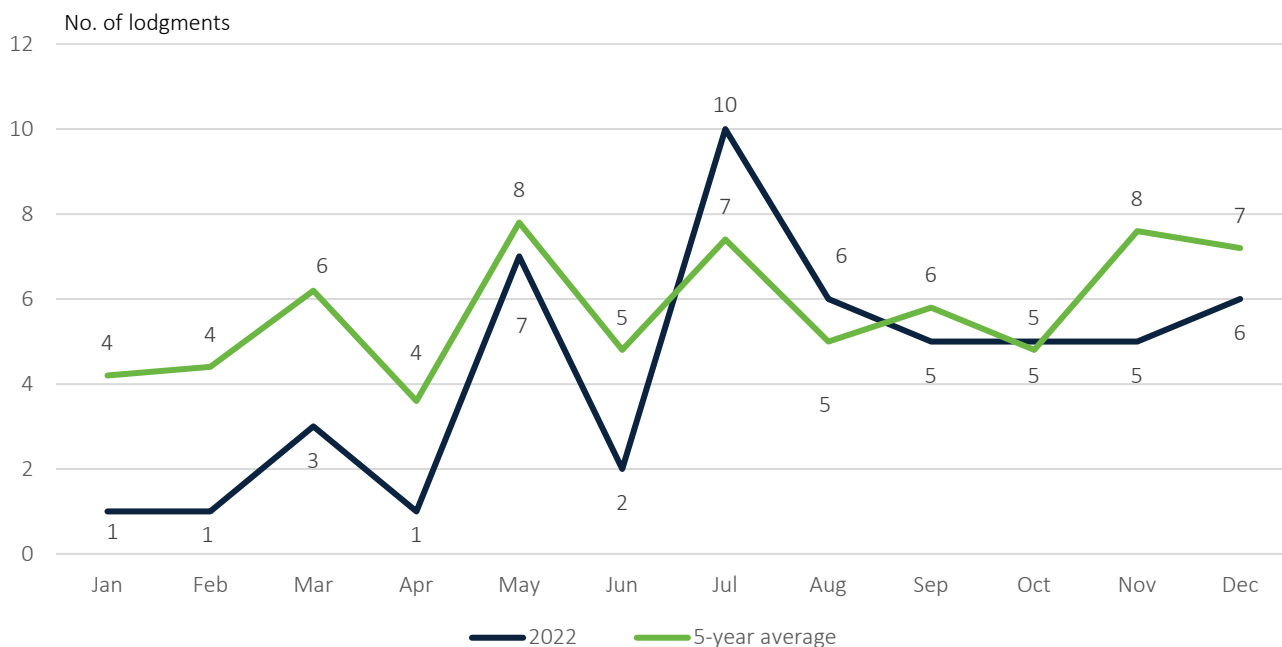
Source: Fair Work Commission.

Chart 2.3: Applications lodged for majority support determination, s.236



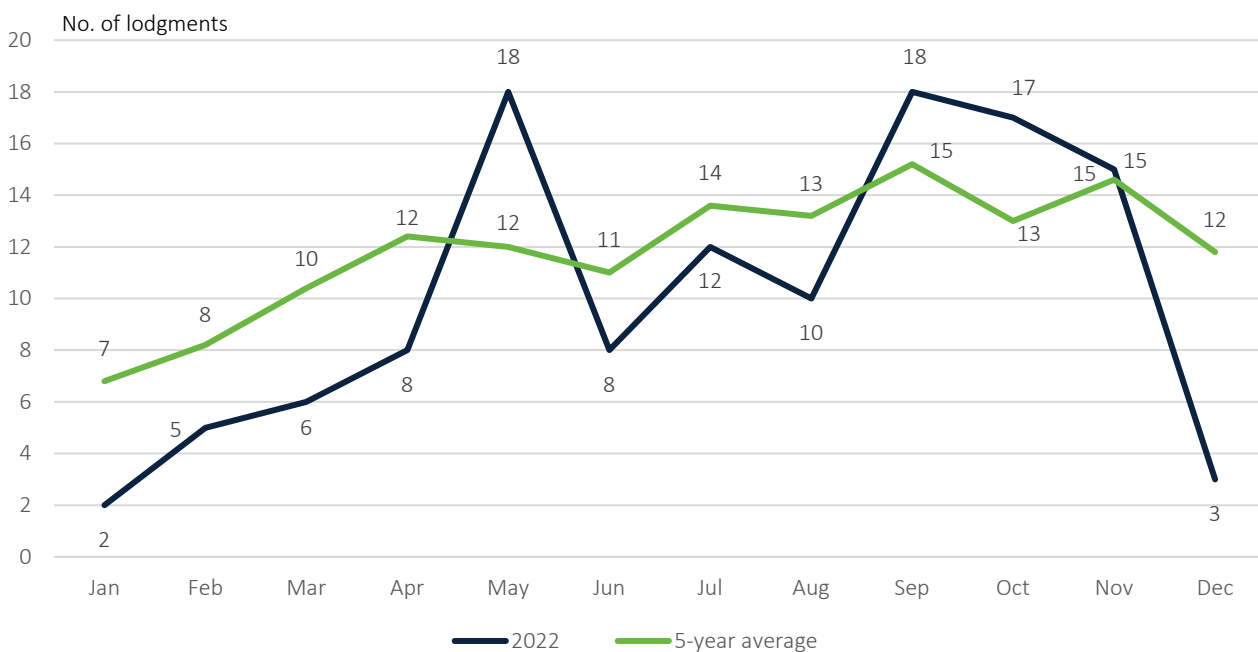
Source: Fair Work Commission.

Chart 2.4: Applications lodged for a bargaining order, s.229



Source: Fair Work Commission.

Chart 2.5: Applications lodged to deal with a bargaining dispute, s.240



Source: Fair Work Commission.