



DRAFT DETERMINATION

Fair Work Act 2009

s 157—FWC may vary etc. modern awards if necessary to achieve modern awards objective

Review of C14 and C13 rates in modern awards (C2019/5259)

PEST CONTROL INDUSTRY AWARD 2020 [MA000097]

Building services

JUSTICE HATCHER, PRESIDENT
VICE PRESIDENT ASBURY
DEPUTY PRESIDENT HAMPTON
COMMISSIONER DURHAM

SYDNEY, XX MONTH 2024

Review of classification rates at the C14 and C13 level in modern awards – Pest Control Industry Award 2020 – award varied.

A. Further to the decision issued by the Expert Panel on XX Month 2024 [[2024] FWCFB XX], the above award is varied as follows:

1. By deleting the words “An employee at this level has been employed in the industry for less than 6 months” appearing in clause 12.1(a) and inserting “An employee may only be classified at this level if they have been employed in the industry for less than 6 months”.

2. By deleting clause 12.1(b) and inserting the following:

(b) Level 2

A Level 2 employee is a person who has:

- (i)** been employed in the industry for 6 months or more; or
- (ii)** applied for a licence pursuant to relevant government regulation as either a Fumigator or a Pest Control Technician but has yet to be examined or

licensed other than provisionally. Such an employee is presently undertaking an accredited course to obtain a pest operator's certificate.

B. This determination comes into operation on 1 January 2025. In accordance with s 165(3) of the *Fair Work Act 2009* this determination does not take effect in relation to a particular employee until the start of the employee's first full pay period that starts on or after 1 January 2025.

PRESIDENT