



Fair Work
Commission

What's changing: **Bargaining declarations & determinations: intractable bargaining**

Secure Jobs Better Pay information pack

From 6 June 2023, there are changes to the ways we can deal with bargaining disputes for enterprise agreements.

Serious breach declarations and bargaining related workplace determinations are being replaced by intractable bargaining declarations and intractable bargaining workplace determinations. These changes are due to amendments to the Fair Work legislation made by the Secure Jobs Better Pay Act 2022.

Changes to bargaining declarations and determinations: intractable bargaining

Find out about intractable bargaining declarations, including the minimum bargaining period and post-declaration negotiating periods, and about intractable bargaining workplace determinations, including how to make a determination and what terms must be included in them.

- **Go to:** [Changes to bargaining declarations and determinations: intractable bargaining](#)

Changes to making agreements

Find out about changes to agreement making including changes to genuine agreement, the better off over all test (the BOOT) and multi-enterprise agreements.

- **Go to:** [Changes to making agreements](#)

Other Secure Jobs Better Pay changes

Find out about how the Secure Jobs Better Pay Act is changing laws relevant to our work, including changes to bargaining and agreement making, as well as to sexual harassment cases, flexible work disputes, and the regulation of registered organisations.

- **Go to:** [Secure Jobs Better Pay Act – what's changing](#)

Keep up to date

- **Follow us** – Follow the Commission on [LinkedIn](#)
- **Subscribe** – Subscribe to our [Announcements](#) email update service