

From: Josh Cullinan <jcullinan@raffwu.org.au>
Sent: Friday, 8 May 2020 3:24 PM
To: Chambers - Ross J <Chambers.Ross.j@fwc.gov.au>
Cc: Michael Cornthwaite <mcornthwaite@raffwu.org.au>
Subject: RE: AM2020/20 Fast Food Industry Award - Submission

Dear Associate to President Ross.

We refer to the Directions issued this afternoon in AM2020/20.

We note the applicant has been granted 7 days to file its materials in support of its application.

Those opposing have been granted 24 hours to reply to that material.

The applicant has been granted 40 hours prior to hearing after receipt of the materials of opposers.

The nature of the application makes it very difficult to identify the foundation of the case of the applicant. The Full Bench stated on transcript:

We are prepared to give you an opportunity to file some evidentiary material going to two issues from the perspective of your clients, those that are award reliant, that is, the impact of the measures that have been put in place in response to the Covid-19 pandemic on their business and perhaps more importantly, how the measures that are being proposed will assist in meeting what is said to be the parties' shared objective of retaining as many people in employment as possible, or in connection with their employment as possible during this period.

Without this material it is difficult to comprehend how an opposer may respond to the proposed variation.

We submit 24 hours to respond to the material of the applicant is manifestly insufficient. We note the 7 days which the applicant has had not to mention the weeks before filing its original application.

We submit the shortest period for opposers should be at least 7 days. We ask that this be brought to the attention of the Full Bench.

Kind regards

Josh Cullinan
Secretary
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