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**Sent:** Friday, 1 May 2020 10:38 AM  
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**Cc:** AMOD <[AMOD@fwc.gov.au](mailto:AMOD@fwc.gov.au)>  
**Subject:** AM2020/5 - Application by Australian Hotels Association (024N) [SEC=UNCLASSIFIED]

Dear Parties,

**RE: AM2020/5 - Application by Australian Hotels Association (024N)**

Further to the conference on 30 March 2020, as discussed Commissioner Lee has requested the AMOD team consider the proposed variation having regard to plain language initiatives.

The team has proposed some minor changes to the proposed variation which are reflected in the attached document with tracked changes.

The Parties are asked to advise of any views they have on the proposed change by no later than **close of business Wednesday May 6 2020**.

Kind regards,

**Christopher Demos**  
Associate to Commissioner Lee

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The **Fair Work Commission** acknowledges that our business is conducted on the traditional lands of Aboriginal and Torres Strait Islander peoples. We acknowledge their continuing connection to country and pay our respects to their Elders past present and emerging.



## **“16.7 Additional rest break**

An employer must give an employee an additional paid rest break of 20 minutes if the employer requires the employee to work more than:

- (a) 5 continuous hours after an unpaid meal break; or
- (b) 2 hours’ overtime after the employee finishes their rostered hours.

**NOTE:** ~~The overtime worked for~~ For the purposes of clause 16.7 (b) the overtime worked does not compound on the break entitlements under ~~Table 1~~ clause 16.2.

~~For example~~ **EXAMPLE.** ~~a~~ An ~~full-time~~ employee who works a rostered 7 hour shift, followed by 3 hours of overtime. ~~The employee will receive~~ be entitled to break entitlements as follows:

(a) For the 7 hour shift: ~~An~~ unpaid meal break of no less than 30 minutes under ~~Table 1~~ clause 16.2; and

(b) For the 3 hours overtime: ~~An~~ an additional 20 minute paid rest break under clause 16.7 (b).”