

From: Kathy.Srdanovic@ashurst.com [<mailto:Kathy.Srdanovic@ashurst.com>]
Sent: Tuesday, 5 September 2017 11:26 AM
To: Chambers - Gostencnik DP
Cc: Ruchi.Bhatt@aigroup.com.au; Simon.Miller@afap.org.au; simon@afap.org.au;
Jon.Lovell@ashurst.com
Subject: AM2014/252 - Air Pilots Award 2010 [BD-CM.20073424.02-3002-0550]

Dear Associate

AM2014/252 - Air Pilots Award 2010

We refer to the report back before his Honour on Thursday 17 August, at which the participating stakeholders were requested to provide a further report back by Friday 8 September.

We are pleased to report that further discussions have resulted in the following agreed position between the Qantas Group, AFAP and Ai Group (using the numbering from the summary tables published by the Fair Work Commission).

Technical and drafting issues

- Item 7 - Agreed position that the term 'duty time' does not need to be defined in the Award.
- Item 13 – Agreed position that the terms 'flight time' and 'flying hour' do not need to be defined in the Award.

AFAP's application for substantive variations

- S1 – The Qantas Group is not opposed to the Award being varied to include a rate of pay for the Embraer 135/145 aircraft type, but reserves its position in respect of the appropriate rate of pay pending a review of material to be filed by the AFAP in support of its submission at the appropriate time. Ai Group has reserved its position pending the AFAP filing its material in support of its claim.
- S2 – The proposal in respect of regional airlines is the subject of ongoing discussion between the stakeholders.
- S3 – Consistent with item 13 above, the stakeholders have agreed that the term 'duty time' does not need to be defined in the Award.

If it is acceptable to the Commission, we propose the following:

- That we provide a further update on the progress of discussions between stakeholders in respect of S2 above by Friday 22 September 2017; and
- That any outstanding matters are to be referred to the same separately constituted Full Bench so that they may be heard and determined together, and that the stakeholders have the opportunity to be heard in relation to the proposed directions and timetable.

The other participating stakeholders have been copied to this email.

Yours sincerely

Jon Lovell
Partner
jon.lovell@ashurst.com
Ashurst
D: +61 2 6234 4157 | M: +61 418 499 157

Kathy Srdanovic
Counsel
kathy.srdanovic@ashurst.com
Ashurst
D: +61 2 9258 6171 | M: +61 447 251 147