

DRAFT DIRECTIONS

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards—Family and domestic violence clause and Family friendly work arrangements
(AM2015/1 and AM2015/2)

JUSTICE ROSS, PRESIDENT
MELBOURNE, XX XXXX

It is directed that:

1. The Australian Industry Group and the Australian Chamber of Commerce and Industry have identified the following preliminary/jurisdictional issues
 - a. Are any elements of the claims of the ACTU or individual unions inconsistent with Part 2-1 or Part-2-2 of the *Fair Work Act 2009*?
 - b. Do any elements of the claims of the ACTU or individual unions require terms that are not permitted to be included in a modern award under Part 2-3 of the *Fair Work Act 2009*?
 - c. Are any elements of the claims of the ACTU or individual unions inconsistent with Part 6-2 of the *Fair Work Act 2009*?
 - d. Do any elements of the claims of the ACTU or individual unions purport to give the Commission powers which it does not have under the *Fair Work Act 2009*?
2. On or before **4.00pm on Friday 13 February 2015**, the ACTU and individual unions are to file in the Commission draft clauses.
3. On or before **4.00pm on Monday 16 February 2015**, the Australian Industry Group, the Australian Chamber of Commerce and Industry and other interested parties are to file in the Commission written description of the preliminary/jurisdictional issues to be decided.
4. On or before **4.00 pm on Monday 2 March 2015**, the ACTU and individual unions are to file in the Commission the list of modern awards in which they seek to have the draft clauses included.
5. On or before **4.00 pm on Monday 20 April 2015**, the Australian Industry Group, the Australian Chamber of Commerce and Industry and other interested parties are to file in the Commission comprehensive written submissions on the preliminary/jurisdictional issues.
6. On or before **4.00 pm on Monday 15 June 2015**, the ACTU, individual unions and any other interested parties are to file in the Commission reply submissions on the preliminary/jurisdictional issues.
7. The matter will be listed for hearing before a Full Bench on **Monday 6 July 2015**.
8. Leave is granted to apply generally.
9. All material should be sent to amod@fwc.gov.au.

PRESIDENT