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27 November 2017

Commissioner Lee
Fair Work Commission
11 Exhibition Street
Melbourne VIC 3000

By email: chambers.lee.c@fwc.gov.au

Dear Commissioner,

Re: AM2017/49 Hair and Beauty Industry Award 2010

I write on behalf of the Australian Industry Group (**Ai Group**) and Hair and Beauty Australia (**HABA**) in relation to the above matter.

We understand that a conference has been listed before the Fair Work Commission (**Commission**) on 1 December 2017 at 9.30am in relation to both the *Fast Food Industry Award 2010* (AM2017/50) and the *Hair and Beauty Industry Award 2010* (AM2017/49).

Subject to one variation that is sought by the Shop, Distributive and Allied Employees' Association (**SDA**) to both of the aforementioned awards (i.e. a proposed prohibition against an employee being required to wear particular types of clothing (**Clothing Claim**)), there appears to be very little commonality between the claims made by the various interested parties in relation to the two awards. Rather, the variations sought appear to turn on the specific terms of each award and the circumstances pertaining to the relevant industry.

We therefore consider that the matters lend themselves to separate proceedings. We anticipate that this would allow the matters to be dealt with more efficiently and would alleviate the need for representatives of the various parties to remain present whilst discussions take place in relation to the other matter. In this regard we note that Ai Group will be represented by different personnel from our organisation in relation to each of the two awards.

It is for these reasons that we respectfully request that:

- AM2017/49 Fast Food Industry Award 2010 remain listed at 9.30am; and
- AM2017/50 Hair and Beauty Industry Award 2010 be relisted "not before 12pm".

We suggest that any discussion regarding the Clothing Claim occur at or after 12pm, when all interested parties in relation to both of the aforementioned awards would be present.

We have of course discussed the above proposal with the relevant representatives of Ai Group who will appear in relation to the *Fast Food Industry Award 2010* and we understand that they support the proposed course of action. We understand that the SDA is also content with its adoption.

We thank the Commission for its assistance with these matters and for its consideration of our request.

Yours sincerely,

Ruchi Bhatt
Senior Adviser – Workplace Relations Policy