



DRAFT DETERMINATION

Fair Work Act 2009
s 285—Annual wage review

Annual Wage Review 2022–23
(C2023/1)

SILVICULTURE AWARD 2020
[MA000040]

Agricultural industry

JUSTICE HATCHER, PRESIDENT
VICE PRESIDENT CATANZARITI
VICE PRESIDENT ASBURY
DEPUTY PRESIDENT HAMPTON
MS LABINE-ROMAIN
PROFESSOR BAIRD
MR CULLY

SYDNEY, XX JUNE 2023

Annual Wage Review 2022–23.

A. Further to the decision issued by the Expert Panel in the Annual Wage Review 2022–23 on 2 June 2023 [[2023] FWCFB 3500], the above award is varied as follows:

1. By deleting the table appearing in clause 15.1 and inserting the following:

Classification	Minimum weekly rate (full-time employee)	Minimum hourly rate	Ordinary weekly rate (full-time employee)
	\$	\$	\$
Silviculture and afforestation worker grade 1	916.70	24.12	992.40
Silviculture and afforestation worker grade 2	950.90	25.02	1027.70
Silviculture and afforestation worker grade 3	967.60	25.46	1044.90
Silviculture and afforestation worker grade 4	991.20	26.08	1069.20
Silviculture and afforestation worker grade 5	1009.50	26.57	1088.10
Silviculture and afforestation worker grade 6	1017.70	26.78	1096.60

2. By deleting the year “2022” in clause 15.5(b) and inserting “2023”.

3. By deleting the amount “\$35.40” appearing in clause 17.4(a) and inserting “\$37.43”.
4. By deleting the table appearing in clause 17.4(b)(i) and inserting the following:

In charge of	\$ per week
1 person	23.93
2 to 5 persons	53.21
6 to 10 persons	67.47
more than 10 persons	89.87

5. By deleting the table appearing in clause A.2.1 and inserting the following:

Classification	Ordinary hours	Public holiday¹
		All hours
	% of ordinary hourly rate²	
	100%	250%
	\$	\$
Silviculture and afforestation worker grade 1	26.12	65.30
Silviculture and afforestation worker grade 2	27.04	67.60
Silviculture and afforestation worker grade 3	27.50	68.75
Silviculture and afforestation worker grade 4	28.14	70.35
Silviculture and afforestation worker grade 5	28.63	71.58
Silviculture and afforestation worker grade 6	28.86	72.15

6. By deleting the table appearing in clause A.2.2 and inserting the following:

Classification	Monday to Saturday		Sunday	Public holiday
	first 2 hours	after 2 hours	all day	all day
	% of ordinary hourly rate¹			
	150%	200%	200%	250%
	\$	\$	\$	\$
Silviculture and afforestation worker grade 1	39.18	52.24	52.24	65.30
Silviculture and afforestation worker grade 2	40.56	54.08	54.08	67.60

Classification	Monday to Saturday		Sunday	Public holiday
	first 2 hours	after 2 hours	all day	all day
	% of ordinary hourly rate ¹			
	150%	200%	200%	250%
	\$	\$	\$	\$
Silviculture and afforestation worker grade 3	41.25	55.00	55.00	68.75
Silviculture and afforestation worker grade 4	42.21	56.28	56.28	70.35
Silviculture and afforestation worker grade 5	42.95	57.26	57.26	71.58
Silviculture and afforestation worker grade 6	43.29	57.72	57.72	72.15

7. By deleting the table appearing in clause A.2.3 and inserting the following:

Classification	Day	Afternoon and night	Saturday	Sunday	Less than 5 successive shifts ¹	Overtime ²	Public holidays
	% of ordinary hourly rate ³						
	100%	115%	150%	200%	150%	200%	250%
	\$	\$	\$	\$	\$	\$	\$
Silviculture and afforestation worker grade 1	26.12	30.04	39.18	52.24	39.18	52.24	65.30
Silviculture and afforestation worker grade 2	27.04	31.10	40.56	54.08	40.56	54.08	67.60
Silviculture and afforestation worker grade 3	27.50	31.63	41.25	55.00	41.25	55.00	68.75
Silviculture and afforestation worker grade 4	28.14	32.36	42.21	56.28	42.21	56.28	70.35
Silviculture and afforestation worker grade 5	28.63	32.92	42.95	57.26	42.95	57.26	71.58
Silviculture and afforestation worker grade 6	28.86	33.19	43.29	57.72	43.29	57.72	72.15

8. By deleting the table appearing in clause A.3.1 and inserting the following:

Classification	Casual hourly rate	Public holiday ¹
		All hours
	% of ordinary hourly rate²	
	125%	275%
	\$	\$
Silviculture and afforestation worker grade 1	32.65	71.83
Silviculture and afforestation worker grade 2	33.80	74.36
Silviculture and afforestation worker grade 3	34.38	75.63
Silviculture and afforestation worker grade 4	35.18	77.39
Silviculture and afforestation worker grade 5	35.79	78.73
Silviculture and afforestation worker grade 6	36.08	79.37

9. By deleting the table appearing in clause A.3.2 and inserting the following:

Classification	Day	Afternoon and night	Saturday	Sunday	Less than 5 successive shifts ¹	Public holidays
	% of ordinary hourly rate²					
	125%	140%	175%	225%	175%	275%
	\$	\$	\$	\$	\$	\$
Silviculture and afforestation worker grade 1	32.65	36.57	45.71	58.77	45.71	71.83
Silviculture and afforestation worker grade 2	33.80	37.86	47.32	60.84	47.32	74.36
Silviculture and afforestation worker grade 3	34.38	38.50	48.13	61.88	48.13	75.63
Silviculture and afforestation worker grade 4	35.18	39.40	49.25	63.32	49.25	77.39

Classification	Day	Afternoon and night	Saturday	Sunday	Less than 5 successive shifts¹	Public holidays
	% of ordinary hourly rate²					
	125%	140%	175%	225%	175%	275%
	\$	\$	\$	\$	\$	\$
Silviculture and afforestation worker grade 5	35.79	40.08	50.10	64.42	50.10	78.73
Silviculture and afforestation worker grade 6	36.08	40.40	50.51	64.94	50.51	79.37

10. By deleting the table appearing in clause A.4.1 and inserting the following:

Classification	Monday to Friday		Saturday		Sunday	Public holidays
	After 8 hours¹	After 10 hours	First 2 hours	After 2 hours	All hours	All hours
	% of ordinary hourly rate²					
	150%	200%	150%	200%	200%	250%
	\$	\$	\$	\$	\$	\$
Silviculture and afforestation worker grade 1	39.18	52.24	39.18	52.24	52.24	65.30
Silviculture and afforestation worker grade 2	40.56	54.08	40.56	54.08	54.08	67.60
Silviculture and afforestation worker grade 3	41.25	55.00	41.25	55.00	55.00	68.75
Silviculture and afforestation worker grade 4	42.21	56.28	42.21	56.28	56.28	70.35
Silviculture and afforestation worker grade 5	42.95	57.26	42.95	57.26	57.26	71.58
Silviculture and afforestation worker grade 6	43.29	57.72	43.29	57.72	57.72	72.15

11. By deleting the table appearing in clause A.4.2 and inserting the following:

Classification	Monday to Friday		Saturday		Sunday	Public holidays
	After 8 hours ¹	After 10 hours	First 2 hours	After 2 hours	All hours	All hours
	% of ordinary hourly rate ²					
	175%	225%	175%	225%	225%	275%
	\$	\$	\$	\$	\$	\$
Silviculture and afforestation worker grade 1	45.71	58.77	45.71	58.77	58.77	71.83
Silviculture and afforestation worker grade 2	47.32	60.84	47.32	60.84	60.84	74.36
Silviculture and afforestation worker grade 3	48.13	61.88	48.13	61.88	61.88	75.63
Silviculture and afforestation worker grade 4	49.25	63.32	49.25	63.32	63.32	77.39
Silviculture and afforestation worker grade 5	50.10	64.42	50.10	64.42	64.42	78.73
Silviculture and afforestation worker grade 6	50.51	64.94	50.51	64.94	64.94	79.37

12. By deleting the amount “\$24.08” appearing in clause B.1.1 and inserting “\$25.46”.

13. By deleting the table appearing in clause B.1.1 and inserting the following:

Allowance	Clause	% of standard rate	\$	Payable
Industry allowance ¹	17.4(a)	147.0	37.43	per week
Leading hand in charge of—1 person	17.4(b)(i)	94.0	23.93	per week
Leading hand in charge of—2 to 5 persons	17.4(b)(i)	209.0	53.21	per week

Allowance	Clause	% of standard rate	\$	Payable
Leading hand in charge of—6 to 10 persons	17.4(b)(i)	265.0	67.47	per week
Leading hand in charge of—More than 10 persons	17.4(b)(i)	353.0	89.87	per week

B. This determination comes into operation on 1 July 2023. In accordance with s 286(5) of the *Fair Work Act 2009* this determination does not take effect in relation to a particular employee until the start of the employee's first full pay period that starts on or after 1 July 2023.

PRESIDENT