This table is a summary of proposed variations lodged for this award up to 20 September 2017. The summary has been revised to include feedback from the Report to the Full Bench of 4 September 2017.

Aboriginal Community Controlled Health Services Award 2010

Some of the items contained in this summary may be determined by the Group 4 Award Stage—Technical and Drafting Full Bench while others may be referred to a separately constituted Full Bench (to be discussed at a conference before an individual Member of the Commission).

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S1.	NATSIHWA	Sub-03Mar15		Terminology The words 'and Torres Strait Islander' should be added after the word 'Aboriginal' throughout the award (including titles and classifications).	Page 2	NATSIHWA proposes 'and/or Torres Strait Islander' is added, no objection being pressed. AFEI does not have a position. UV not pressing objection. ABI & NSWBC proposed definition of 'Aboriginal' be changed to include 'a Torres Strait Islander person' but not pressing objection to NATSIHWA's proposal, see draft report, 19 April 2017. ABI withdrew objection, see correspondence of 20 September 2017. Agreement, as per NATSIHWA proposal. See

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						Report- 04/09/17.
S2.	NATSIHWA	Sub-06Mar15		Education and training Award should incentivise ongoing participation in further education.	Para 21	NATSIWHA pressing its claim to the extent of the changes it proposed in its draft determination. See draft report, 19 April 2017. AFEI oppose NATSIHWA's proposal. See submission, dated 24 April 2017. NATSIHWA propose to remove 'actively' from B.1.1 of their Draft Determination and change it to 'is encouraged to'. See submission, dated 19 July 2017. UV, HSU and ABI & NSWBC support NATSIHWA's proposal. See also NATSIHWA's submission, dated 19 July 2017. AFEI do not support the proposals of NATSIHWA. If parties cannot agree, the Full Bench will need to determine

SUMMARY OF PROPOSED SUBSTANTIVE VARIATIONS

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						this matter. See Report- 04/09/17.

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S2A.	UV NATISHWA	Sub-6Oct16 Sub-09Mar17		Title Amended to "Aboriginal and Torres Strait Islander Community Controlled Health Services Award [Year]" Supports submission Updated claim: Amended to "Aboriginal and/or Torres Strait Islander Health Services Award"	Para 14 Pg 2 Pg 1	Moved from technical and drafting. See <u>Transcript</u> 8/02/17 [PN99-100]. AFEI reserved position and seek to make comments at a later date. See <u>Transcript</u> 8/02/17 [PN112]. Confirmed in report. NATWSIHWA noted the name of the award is currently under consultation. Other issues may impact on this, therefore it is too early to determine this issue, no contrary views. See draft report, 19 April 2017. Parties indicated that there is to be further discussion between the parties. See <u>Transcript</u> 1/06/17 [PN1868-1887]. Parties have not confirmed their final positions. If parties cannot agree, the Full Bench will need to determine this matter. See <u>Report- 04/09/17</u> .
S2B.	HSU	<u>Sub–30Jun16</u>	2	Definitions	Para 44-45	RESOLVED

ITEM	PARTY	DOCUMENT	CLAUSE	SUMMARY OF ISSUE	THEIR	NOTES
			(current		REFERENCE	
			award)			
				'Aboriginal person' and definition to		
	NA PROTESTA	G 1 077 14 6		be changed to ATSI		Moved from technical and
	NATSIHWA	<u>Sub–25Jul16</u>		Supports HSU proposal.		drafting. See <u>Transcript</u>
				Proposes to insert 'ATSI' into		<u>8/02/17</u> [PN158].
				definitions to distinguish Torres Strait		
				Islanders.		See NATSIHWA position in
						amended <u>draft determination</u> in
				Proposes changes to definition section		clause 1.
				by:		
				• replacing 'aboriginal health		AFEI reserve position and right
				worker' with 'Aboriginal and/or		to comment at a later date. See
				Torres Strait Islander Health		<u>Transcript 8/02/17</u> [PN160].
				Worker'		
				Inserting new definitions for		NATSIHWA's proposed
				Advanced Health Worker – Care,		changes to the definitions
				Advanced Health Worker – Practice,		section are supported by the
				Community Controlled Health		HSU and UV. AFEI reserves
				Services Employees, Coordinator		its rights to make further
				Care, Generalist Health Worker,		comments. See <u>draft report</u> , 19
				Health Practitioner, Health Worker		April 2017.
				Trainee, Senior Health Care Worker –		
				Care, Senior Health Practitioner and		Parties have reached
				Senior Health Worker – Care.		agreement, as per
	AFEI	Corr-02Aug17		Depending on the outcome of the	Para 5	NATSIHWA's proposal. See
				proposed substantive variations, clause		<u>Transcript 1/06/17</u> [PN1888-
				2 would require further revision		1896]. See also NATSIHWA's
						submission, dated 19 July
						2017. Confirmed in Report-
						<u>04/09/17</u> .

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S2C.	HSU	<u>Sub-30Jun16</u>	2	Change 'Aboriginal health worker' to ATSI community health worker' also seeks additional definition of ATSI health practitioner	Para 46-48	RESOLVED Proposed a new definition of Aboriginal Health Worker in
	UV	Sub-30Jun16		Propose new definition to 'ATSI Community Health Care Practitioner'	Para 4-10	draft determination dated 1/12/2016, see Transcript-
	NATSIHWA	Sub-25Jul16		In response to question raised by Commission Supports amendment to incorporate Torres Strait Islander health workers Does not support HSU sub, proposes to alter 'ATSI community health worker' definition, but supports wording of 'ATSI health practitioner' revised definition	Pg 2-3	Moved from technical and drafting summary. See Transcript 8/02/17 [PN158]. Subset of item 1. No objection to NATSIHWA's proposal. See draft report, 19 April 2017.
	ABI & NSWBC	<u>Sub-01Jul16</u>		Proposes alternate wording	Pg 5	Parties have reached
	UV	Sub-25Jul16		Does not support proposal	Para 8	agreement, per NATSIHWA's proposal. See <u>Transcript</u> 1/06/17 [PN1897-1902]. See also NATSIHWA's <u>submission</u> , dated 19 July 2017. Confirmed in <u>Report-04/09/17</u> .
S2D.	UV	Sub-30Jun16	2	In response to question raised by Commission Seeks removal of 'Note' under Aboriginal health worker	Pg 3	RESOLVED Moved from technical and drafting summary. See
	NATSIHWA	<u>Sub-25Jul16</u>	2	Supports proposal	Para 3	<u>Transcript 8/02/17</u> [PN183].

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						See NATSIHWA position in amended <u>draft determination</u> in clause 1.
						No opposition to proposal. See draft report, 19 April 2017.
						Parties have reached agreement, per UV's proposal. See <u>Transcript 1/06/17</u> [PN1903-1903]. Confirmed in <u>Report- 04/09/17</u> .
S2E.	UV	<u>Sub-30Jun16</u>		Seeks addition of 'ATSI Primary Healthcare Practitioner' into definitions	Para 10	RESOLVED Moved from technical and
	NATSIHWA	Sub-1July16		Does not support proposal	Para 8	drafting summary. See <u>Transcript 8/02/17</u> [PN184].
						See NATSIHWA position in amended <u>draft determination</u> in clause 1. Resolved per item 2B. See <u>Draft Report 9/05/17</u> .
						NATSIHWA submitted that S2E is part of S2B and therefore falls away with the agreement to S2B. All parties agreed. Parties agreed with submission. See <u>Transcript</u>

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						1/06/17 [PN1913-1920]. See also NATSIHWA's submission, dated 19 July 2017. Agreed, as per NATSIHWA's proposal. See Report-04/09/17.
S2F.	UV	Sub-30Jun16	2	Seeks definitions for Aboriginal and Torres Strait Islander Health Practitioner and Aboriginal and Torres Strait Islander Health Assistant Seeks definitions for ATSI Community Health Worker and ATSI Primary Health Care Practitioner	Para 9-14 Para 4-7	RESOLVED Moved from technical and drafting summary. See Transcript 8/02/17 [PN184]. See NATSIHWA position in amended draft determination in clause 1. UV withdrew opposition to NATSIHWA proposal. AFEI and ABI & NSWBC reserved their position. See Draft Report 9/05/17. NATSIHWA submitted that S2F is in a similar category to S2E and once parties have agreed on 2B, then by definition S2F is agreed. All parties agreed. Parties agreed

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						with submission. See Transcript 1/06/17 [1921- 1928]. See also NATSIHWA's submission, dated 19 July 2017. Agreed, as per NATSIHWA's proposal. See Report- 04/09/17.
S3.	NATSIHWA	Sub-06Mar15	4	Coverage Scope of award coverage should be extended to all Aboriginal and Torres Strait Islander health workers (beyond Aboriginal community controlled health services).	Paras 7–10	ABI withdrew objection, see correspondence of 20 September 2017. UV and the HSU do not object to NATSIHWA's proposal. AFEI and ABI & NSWBC reserve their positions. See draft report, 19 April 2017. AFEI submitted that they are potentially moving towards agreement, but sought opportunity to obtain further instructions. Other parties agree to NATSIHWA's proposal. See Transcript

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ITEM	PARTY	DOCUMENT	CLAUSE	SUMMARY OF ISSUE	THEIR	NOTES
			(current		REFERENCE	
			award)			
						1/06/17 [PN1930-1937].
						AFEI does not support
						NATSIHWA's proposal as
						they are concerned that there
						may be issues with
						overlapping coverage and
						possible consequences of
						expanding occupational
						coverage to employees who
						may be covered by another
						award. See <u>submission</u> dated
						24 April, 2017. AFEI further
						proposed that clause 4.2(b) of
						NATSIHWA's amended draft
						determination (see item 3) also
						include an exclusion with
						respect to employees covered
						by the <i>Health Professionals</i>
						Award 2010; and if that is not
						1
						acceptable, the change is
						opposed. See NATSIHWA's
						submission, dated 19 July
						2017.
						ABI & NSWBC support
						NATSIHWA's proposal. See
						NATSIHWA's submission,

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S4.	HSU	Sub-02Mar15	10	Minimum engagement Minimum engagement for all employees should be increased to four hours.	Para 3, 8	dated 19 July 2017 AFEI do not support the proposals of NATSIHWA. If parties cannot agree, the Full Bench will need to determine this matter. See Report-04/09/17. REFERRED Referred to Part-time and Casuals Full Bench in
						AM2014/196 and AM2014/197. See draft report, 19 April 2017. Parties agreed that this item be removed for consideration. See Transcript 1/06/17 [PN1938-1948]. At Conference on 19 July 2017, the AFEI submitted that they oppose HSU's proposal (see PN2272-2275) and ABI &
S5.	HSU	Sub-02Mar15	10.4	Casual employees Casual loading should be paid in	Para 5	NSWBC confirmed that they are still taking instructions on the issue. (see PN2278-2280). OUTSTANDING

ITEM	PARTY	DOCUMENT	CLAUSE	SUMMARY OF ISSUE	THEIR	NOTES
			(current award)		REFERENCE	
			,	addition to other shift allowances and weekend and public holiday rates.		HSU pressing its claim only in
	UV	Sub-04Apr17		HSU's claim is consistent with the Commission's current stated preferred position in relation to the manner in which casual loading should be treated. Clause should be amended following penalty rates decision. Provides draft wording.	Pgs 1-4	relation to the weekend and public holiday rates, not shift allowances. See <u>draft report</u> , 19 April 2017. Has not been discussed between parties. NATSHIWA & HSU support UV's proposal (see <u>Sub-04Apr17</u>). Other parties sought time to obtain instructions. See <u>Transcript</u>
		Sub-29June17		UV submit that the Commission should ensure Award is consistent with current preferred practice in relation to the treatment of casual loading. A review of loading and penalties within the Award should take place. Draft determination attached.		1/06/17 [PN1949-1983]. At Conference on 19 July 2017, the AFEI submitted that they oppose HSU's proposal to delete 24.2(b) of exposure draft, and insert clause 11.4 (see NATSIHWA's submission, dated 19 July
	ABI & NSWBC	Corr-09Aug17		ABI & NSWBC oppose HSU proposal in relation to public holidays		2017) however they agree that casual loading is paid in addition to weekend penalties. (See PN2286) Parties have not agreed to HSU
						proposal. If parties cannot

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						agree, the Full Bench will need to determine this matter. See Report- 04/09/17.
S5A.	HSU	<u>Sub-30Jun16</u>	12.2	Classifications Suggests redrafting of clause	Para 57	OUTSTANDING
	NATSIHWA	Sub-25Jul16		supports proposal	Para 3	Agreed as per NATSIHWA proposal in Item S2B. Substantive variations to the classifications are opposed. See AFEI correspondence of 20 September 2017. Moved from technical and drafting summary. See Transcript 8/02/17 [PN249]. Similar issue to item 2B, dealing with definitions. To be dealt with in same manner. See draft report, 19 April 2017. NATSIHWA does not oppose new classification structure in form proposed, but discussions have not been finalised. Sought further instructions and conferencing. ABI do not press objection in relation to reclassification. HSU and UV agree to proposal. See

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						<u>Transcript 1/06/17</u> [PN1983-1996].
						AFEI opposes the introduction of a new grade 6 classification. See <u>submission</u> dated 24 April 2017.
						Partly agreed, partly outstanding. See Report-04/09/17. AFEI note that Item S5A is agreed as per NATISHA's proposal only to the extent that it is similar to Item S2B in that it deals with definitions only. Other proposed substantive changes to the classification structure are opposed by AFEI in accordance with our written submissions dated 24/04/17
						and the summary document provided by NATISHWA to the Commission on 19/07/17. See correspondence of 20
S6.	NATSIHWA	Sub-06Mar15	14	Minimum wages Improvement to minimum wages is sought.	Para 11	September 2017. OUTSTANDING UV and the HSU support the

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
	NATSIHWA	Sub-09Mar17		Following consultation a proposed minimum wages structure enclosed in submission	Pg 3	proposal. AFEI and ABI & NSWBC to provide a submission on their positions. See draft report, 19 April 2017. NATSIHWA does not agree to new grades 5 & 6 as to the 'practice' strand. There is an agreement as to 'care'. Parties to have further discussions. See Transcript 1/06/17 [PN2016-2027]. AFEI opposes NATSIHWA's proposals. See NATSIHWA's submission, dated 19 July 2017. AFEI do not support the proposal of NATSIHWA. If parties cannot agree, the Full Bench will need to determine this matter. See Report-04/09/17.

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S7.	NATSIHWA	Sub-06Mar15 Sub-09Mar17	`	Allowances Variation to allowances is sought, in order to bring them in line with allowances afforded to other health professionals. Inclusion of the following allowances are sought: - Occasional interpreting allowance - Damaged clothing allowance - Blood check allowance - Telephone allowance - Nauseous work allowance - Heat allowance - Medication administration allowance	Para 12 Pg 2	OUTSTANDING UV and the HSU support the proposal. AFEI and ABI & NSWBC reserve their positions and to provide submissions. See draft report, 19 April 2017. NATSIHWA prepared amended draft determination in relation to allowances. It set out proposed changes to address concerns of parties. AFEI does not support introduction of new range of allowances. HSU & UV support allowances proposed by NATSIHWA. Further discussions to take place. See Transcript 1/06/17 [PN2029-2056].
						AFEI and ABI & NSWBC do not support NATSIHWA's proposal regarding occasional interpreting allowance, heat allowance and medication administration allowance. Parties have agreed as per

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						NATSIHWA's proposal regarding damaged clothing allowance, blood check allowance, telephone allowance and nauseous work allowance. See NATSIHWA's submission, dated 19 July 2017 and Report- 04/09/17
S8.	NATSIHWA	Sub-06Mar15	15	Allowances An 'isolation allowance' sought.	Para 13	To be determined with item S7. See draft report, 19 April 2017. Further discussions to take place. See Transcript 1/06/17 [PN2062-2067] AFEI and ABI & NSWBC oppose NATSIHWA's proposal. See NATSIHWA's submission, dated 19 July 2017. Parties have not agreed with proposal of NATSIHWA. If parties cannot agree, the Full Bench will need to determine this matter. See Report-04/09/17.

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S9.	HSU AFEI	Sub-02Mar15 Corr-02Aug17	15	Allowances 'Sole practitioner', 'climatic and isolation' and 'removal expenses' allowances sought. AFEI does not oppose to variation	Para 11	OUTSTANDING To be determined with item S7. See <u>draft report</u> , 19 April 2017.
				proposed to Clause 16.6(a) but is opposed to variation proposed to clause 16.6(b)		Further discussions to take place. See <u>Transcript 1/06/17</u> [PN2068-2075].
	ABI & NSWBC	Corr-09Aug17		ABI & NSWBC do not oppose to variation proposed to Clause 16.6(a) but is opposed to variation proposed to clause 16.6(b)		HSU proposed to amend clause 16.6 of Exposure Draft. See NATSIHWA's submission, dated 19 July 2017. At Conference on 19 July 2017, AFEI sought further information from HSU (see PN2288). HSU made oral submissions (see PN2312-2318). AFEI has confirmed that they oppose HSU's proposal in part. See AFEI submissions, dated 2 August 2017. ABI & NSWBC will seek
						further instructions (see PN2278-2280) Parties have not agreed with

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						proposal of HSU. If parties cannot agree, the Full Bench will need to determine this matter. See Report- 04/09/17.
S9A.	HSU	Sub-30Jun16	15.2	Meal breaks response to question raised by Commission Proposes alteration to clause to reflect determination of unpaid meal break timing	Para 52-54	WITHDRAWN HSU does not press its claim, see Submission dated 12/4/17.
	NATSIHWA AFEI	Sub-01Jul16 Sub-05Aug16		Does not support any amendments Agrees with NATSIHWA. Opposes HSU submission	Para 15-19 Para 46	Confirmed that claim no longer pressed. See <u>Transcript 1/06/17</u> [PN2076-2077] and confirmed in <u>Report- 04/09/17</u> .
S10.	HSU	Sub-02Mar15	15.3	Clothing allowance A new entitlement for replacement of damaged clothing is sought.	Para 11	RESOLVED To be determined with item S7. See draft report, 19 April 2017 Further discussions to take place between parties. See Transcript 1/06/17 [PN2079-2094]. Agreement as per HSU's proposal. See NATSIHWA's submission, dated 19 July 2017 and confirmed in Report-04/09/17.
S11.	HSU	Sub-02Mar15	15.4	On call and recall allowances	Para 12	OUTSTANDING

ITEM	PARTY	DOCUMENT	CLAUSE	SUMMARY OF ISSUE	THEIR	NOTES
			(current award)		REFERENCE	
	HSU ABI & NSWBC	Sub-12Apr17 Corr-09Aug17	award)	Variations to on call and recall allowances sought. 15.4(c) should be varied to provide for a ten hour break instead of six. Proposes insertion of an allowance for telephone or remote attendance, provides draft wording. ABI & NSWBC opposed to HSU proposal	Pgs 1-2	AFEI does not support any change. HSU pursuing claim. See draft report, 19 April 2017 and sub-12Apr17 NATSIHWA supports HSU proposal. AFEI opposed to introduction of on-call/recall allowance. All parties agreed further discussion should take
						place. See Transcript 1/06/17 [PN2095-2102]. HSU proposed to amend clause 19.6(b) and delete clause 19.6(c) of Exposure Draft. See NATSIHWA's submission, dated 19 July 2017. At Conference on 19 July 2017, AFEI opposed HSU's proposal (see PN2290). ABI & NSWBC will seek further instructions (see PN2278- 2280). Parties have not agreed with HSU proposal. If parties

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						cannot agree, the Full Bench will need to determine this matter. Report- 04/09/17.
S11A.	HSU	Sub-30Jun16	16.1	Minimum Wages – classifications – response to question raised by Commission agrees with question, no stated provisions for progression through levels within a grade	Para 55	RESOLVED Moved from technical and drafting summary. See Transcript 8/02/17 [PN391]. NATSIHWA proposes provisions for progression to be time based and recognition or previous service. UV supports the proposal. See draft report, 19 April 2017 Parties have reached agreement re: progression clause. See Transcript 1/06/17 [PN2103-2106] Agreement as per HSU proposal. See NATSIHWA's submission, dated 19 July 2017 and confirmed in Report-04/09/17
S11B.	UV	<u>Sub-30Jun16</u>	16	Progression is time-based	Para 11	WITHDRAWN Moved from technical and

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						drafting summary. See <u>Transcript</u> 8/02/17 [PN391].
						NATSIHWA and UV submit progression should be time based. UV supports proposal. AFEI and ABI & NSWBC to provide positions. See draft report.
						UV withdrew their claim. See Transcript 1/06/17 [PN2109-2115] and confirmed in Report- 04/09/17.
S11C.	HSU	<u>Sub- 30Jun16</u>	17.3(b)(v)	Travelling, transport and fares allowance use of term minimum hourly rate -	Para 16	RESOLVED Moved from technical and
				does not believe changes from [2014] FWCFB 9412 have been applied appropriately to this clause		drafting summary. See Transcript 8/02/17 [PN445].
	UV	<u>Sub-30Jun16</u>		Insert words "and level" after "employee classification" to clarify meaning	Para 14	Agreed per UV proposal, see draft report, 19 April 2017.
	AFEI	Sub-05Aug16		Does not believe change is necessary but does not oppose UV proposal	Para 48	Parties have reached agreement per UV proposal. See Transcript 1/06/17 [PN2117-2126] and confirmed in Report- 04/09/17.
S12.	HSU	Sub-02Mar15	18	Payment of wages Penalty for late payment of wages sought.	Para 10	REFERRED Referred to Payment of Wages

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
\$13.	HSU	<u>Sub-02Mar15</u>	22.1	Rostering An allowance for employees who are the subject of a unilateral employer-imposed roster change sought.	Para 7	Full Bench in AM2016/8 WITHDRAWN See Transcript 28/3/17 [PN1430], draft report, 19 April 2017 and Report- 04/09/17.
S14.	ABI & NSWBC	Sub-02Mar15 Corr-09Aug17	22.1	Rostering Increase from seven days to 14 days sought. ABI & NSWBC opposed to HSU proposal	Para 8	OUTSTANDING HSU pressing claim, UV supports. AFEI opposes and is to provide further submissions. See draft report, 19 April 2017. AFEI opposes proposal and do not anticipate changing their position. Parties to partake in further discussions. See Transcript 1/06/17 [PN2134-2153] At Conference on 19 July 2017 AFEI confirmed their opposition to HSU proposal (see PN2294). ABI & NSWBC will seek further instructions. (PN2278-2280). Parties have not agreed to HSU

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						proposal. If parties cannot agree, the Full Bench will need to determine this matter. Report- 04/09/17.
S15.	HSU	Sub-02Mar15	22	Rostering Minimum four hour engagement, including provisions for sleepovers and broken shifts sought.	Para 8	OUTSTANDING HSU pressing claim. UV supports claim. AFEI and ABI & NSWBC to provide their positions within 14 days. See draft report, 19 April 2017. AFEI oppose change. Parties to partake in further discussions. See Transcript 1/06/17 [PN2153-2160]. Parties have not confirmed their position. If parties cannot agree, the Full Bench will need to determine this matter Report- 04/09/17.

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S16.	ABI & NSWBC	Sub-02Mar15 Corr-09Aug17	award) 23	Breaks Inclusion of tea-break provisions sought. ABI & NSWBC opposed to HSU proposal	Para 9	OUTSTANDING HSU pressing its claim. UV and NATSIWHA support the claim. AFEI and ABI & NSWBC to provide their positions within 14 days. See draft report, 19 April 2017. AFEI opposed change. Parties to partake in further discussions. See Transcript 1/06/17 [PN2161-2164]. At Conference on 19 July 2017AFEI confirmed their opposition to HSU proposal (see PN2295). ABI & NSWBC will seek further instructions. (PN2278-2280). Parties have not agreed to HSU proposal. If parties cannot
						proposal. If parties cannot agree, the Full Bench will need to determine this matter Report- 04/09/17.
\$17.	HSU	Sub-02Mar15	25	Shiftwork Shift allowances be payable regardless of the day of the week and casual	Para 14-15	WITHDRAWN See <u>Transcript 28/3/17</u>

SUMMARY OF PROPOSED SUBSTANTIVE VARIATIONS

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
				loading be paid in addition to other penalties (excluding overtime).		[PN1493] and draft report, 19 April 2017.
						HSU confirm claim is withdrawn. AFEI opposed change. See <u>Transcript 1/06/17</u> [PN2165-2166].

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S17A.	NATSIHWA	Sub-01July16	26	Ceremonial leave Proposes amendment to clause	Para 28-30	Moved from T&D summary. See Transcript 8/02/17 [PN517], confirmed in report. NATSIHWA submit items are the same and press claims. HSU and UV support claims. AFEI and ABI & NSWBC reserve their positions. See draft report dated 19 April 2017. AFEI not pressing opposition. ABI oppose claim. Parties to partake in further discussion. AFEI opposed change. Parties to partake in further discussions. See Transcript 1/06/17 [PN2167-2177]. ABI & NSWBC does not support NATSIHWA's proposal. See correspondence of 20 September 2017. ABI do not support the proposal of NATSIHWA. See Report- 04/09/17.

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
	UV	<u>Sub-25Jul16</u>		NATSIHWA proposal clarify entitlement	Para 10	
S18.	NATSIHWA	Sub-06Mar15	30	Ceremonial leave Variation is sought to take into account the broader Aboriginal and Torres Strait Islander concept of family and kinship, and to confirm that ceremonial leave may be used for bereavement related ceremonies and obligations.	Para 14	OUTSTANDING See notes for item S17A. ABI & NSWBC does not support NATSIHWA's proposal. See correspondence of 20 September 2017. ABI do not support the proposal of NATSIHWA. Full Bench may need to determine this matter. See Report-04/09/17.
S18A.	UV	Sub-30June16	Sched A	Classifications Amendment to clause to reflect nomenclature	Para 15	RESOLVED Moved from technical and drafting summary. See Transcript 8/02/17 [PN520-526]. To be dealt with in the same manner as item 2B as they relate to classifications and definitions. See draft report, 19 April 2017. AFEI agrees to claim. AFEI

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
						opposed change. See <u>Transcript 1/06/17</u> [PN2184-2196].
						Agreement as per UV proposal. See NATSIHWA's submission, dated 19 July 2017 and confirmed in. Report-04/09/17.
S18B.	NATSIHWA	Sub 25Jul16	Sched A	Classifications - aboriginal health worker Proposes to keep common use of 'Aboriginal health worker'	Para 7	WITHDRAWN Moved from technical and drafting summary. See Transcript 8/02/17 [PN528]. NATSIHWA confirmed item removed. See Transcript 1/06/17 [PN2196-2199].
S19.	NATSIHWA	Sub-06Mar15	Schedule B	Classification definitions Classifications should be revisited with a view to providing a framework for long-term career paths and promotion to senior roles.	Para 16	RESOLVED To be dealt with in the same manner as item 2B as they relate to classifications and
	NATSIHWA	Sub-09Mar17		Classifications structure See NATSIHWA position in amended draft determination 1/12/16 pgs 9-21. Proposed to amalgamate claims: S18B, S19, S21, S22 and S23.	Pg 2	definitions. See <u>draft report</u> , 19 April 2017. Parties have agreed. See <u>Transcript 1/06/17</u> [PN2201-2207]

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
S20.	HSU	Sub-02Mar15	Schedule B	Classification definitions Variation of classification nomenclature and terminology is sought.	Para 6	Also see NATSIHWA's submission, dated 19 July 2017. Agreed, as per NATSIHWA's proposals. See Report-04/09/17. RESOLVED To be dealt with in the same manner as item 2B as they relate to classifications and definitions. See draft report, 19 April 2017.
						Parties have agreed. See Transcript 1/06/17 [PN2208- 2215] and Report- 04/09/17 Also see NATSIHWA's submission, dated 19 July 2017.
S21.	NATSIHWA	Sub-06Mar15	Schedule B	Classification definitions Definitions for senior level roles should include a reference to mentoring and coaching of junior employees.	Para 16	WITHDRAWN

ITEM	PARTY	DOCUMENT	CLAUSE (current award)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
\$22.	NATSIHWA	<u>Sub-06Mar15</u>	Schedule B	Classification definitions Aboriginal knowledge and cultural skills components should be strengthened, including through reference to training courses.	Para 20	WITHDRAWN
\$23.	NATSIHWA	Sub-06Mar15	Schedule B.1	Classification definitions Definitions should be supplemented to provide greater guidance on when employees should progress between pay levels.	Para 17	WITHDRAWN
S24.	NATSIHWA	Sub-09Mar17	New clause/Sched ule	Progression and recognition of previous service Inclusion of 'progression' clause. Further inclusion of 'recognition of previous service' clause to be modelled off cl. 13.3 Social, Community, Home Care and Disability Services Award 2010 and 'evidence of qualifications' clause to be modelled off cl 13.2 Education Services (Teachers) Award 2010.	Pg 2	RESOLVED To be dealt with in the same manner as item 2B as they relate to classifications and definitions. See draft report, 19 April 2017. Parties have agreed. See Transcript 1/06/17 [2218-2223] and Report- 04/09/17. See also NATSIHWA's submission, dated 19 July 2017.

SUMMARY OF PROPOSED SUBSTANTIVE VARIATIONS

List of abbreviations

ABI & NSWBC Australian Business Industrial and the NSW Business Chamber

AFEI Australian Federation of Employers and Industries

HSU Health Services Union

NATSIHWA National Aboriginal and Torres Strait Islanders Health Worker Association

UV United Voice