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Sent: Friday, 28 October 2016 11:52 AM
To: FRANCESCHINI, Mirella
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Subject: M2014/47 - 4 yearly review of modern awards - Annual leave - Draft Determination

Dear Associate

AM2014/47 – 4 yearly review of modern awards – Annual Leave

We confirm that we act for the Coal Mining Industry Employer Group (**CMIEG**) in relation to the Black Coal Mining Industry Award 2010 (**BCMI Award**).

The CMIEG's submission dated 21 October 2016 proposed certain changes to the shutdown provision (to be sub clause 24.12) in the Commission's draft Determination dated 13 October 2016.

The CFMEU's email to the Commission dated 25 October 2016 has expressed disagreement with the CMIEG's proposed changes to sub clause 24.12. That email identifies points of difference between the CMIEG and CFMEU in respect of the sub clause.

After conferring today with the CFMEU, we respectfully request on behalf of the CMIEG that a member of the Commission convene a brief conference between interested parties to attempt to clarify and resolve issues with the terms of appropriate variation to the BCMI Award to give due effect to the Commission's Decision dated 22 September 2016 in respect of the model excessive annual leave term.

We have copied the representatives for the CFMEU, APESMA, AiGroup and AMMA to this email.

Yours faithfully

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