

**From:** Sarah McKinnon [mailto:SMcKinnon@nff.org.au]  
**Sent:** Tuesday, 20 October 2015 4:35 PM  
**To:** AMOD  
**Subject:** AM2014/196 and AM2014/197 Casual and part-time employment common issue

Dear Sir or Madam,

We refer to the above matter and specifically to submissions filed by the National Union of Workers (NUW) on 14 October 2015.

The submissions make a number of new claims in relation to the Horticulture Award 2010. The claims deal with issues that were not identified as issues in the proceedings, despite the directions of the Commission issued on 29 June 2015 which required any party seeking to vary a modern award in the proceedings to file a list of awards sought to be varied and proposed draft determinations by 17 July 2015.

The National Farmers' Federation objects to the late attempt to expand the scope of the current proceedings in this way. All parties, including the NUW have been on notice for some months as to the process to be followed in these proceedings and initial submissions and evidence have now been filed.

The NUW offers no explanation for the more than 3 month delay in identifying its proposed claims. If new claims are able to be pursued at any stage of the proceedings, parties acting in accordance with the directions of the Commission and participating fairly in the proceedings will be put at a significant disadvantage.

We respectfully request that the claims not be permitted to be pursued in the proceedings for the reasons outlined above.

Yours sincerely,

**Sarah McKinnon** | General Manager, Workplace Relations and Legal Affairs | National Farmers' Federation

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