

**From:** Ruchi Bhatt [<mailto:Ruchi.Bhatt@aigroup.com.au>]  
**Sent:** Tuesday, 16 August 2016 10:08 AM  
**To:** AMOD  
**Cc:** Chambers - Hatcher VP  
**Subject:** AM2014/196 & AM2014/197 Casual and Part-time Employment - Ai Group Authorities

Dear Member Support Team,

We refer to the above matters.

Attached is a list of all authorities to which the Australian Industry Group has referred in its final submissions of 13 June 2016 and 9 August 2016. For the purposes of filing, a copy of each of those decisions can be found [here](#).

Kind regards,  
Ruchi.

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## 4 Yearly Review of Modern Awards

### AM2014/196 & AM2014/197 – Casual and Part-time Employment

#### List of Authorities

1	Clerks (SA) Award [2000] SAIRComm 41
2	Clerks (SA) Award Casual Provisions Appeal Case [2001] SAIRComm 7
3	Clerks (SA) Award Casual Provisions Appeal Case [2001] SAIRComm 29
4	Clerks (SA) Award Casual Provisions Appeal Case [2002] SAIRComm 39
5	Metal Industry Casual Employment Case (Print T4991)
6	Secure Employment Test Case [2006] NSWIRComm 38
7	Shop, Distribution & Allied Association v National Retailers Association (No 2) (2012) 205 FCR 227
8	4 Yearly Review of Modern Awards: Preliminary Jurisdictional Issues [2014] FWCFB 1788
9	Group 1A and 1B awards – technical drafting and multiple issues [2014] FWCFB 9412
10	Award Modernisation [2008] AIRCFB 550
11	Award Modernisation [2008] AIRCFB 1000
12	Re <i>Fast Food Industry Award 2010</i> [2010] FWA 379
13	Award Modernisation [2009] AIRCFB 800
14	Re <i>Fast Food Industry Award 2010</i> [2010] FWA 8595
15	Modern Awards Review 2012 – Award Flexibility [2013] FWCFB 2170
16	4 yearly review of modern awards [2016] FWCFB 3177
17	Re Shop, Distributive and Allied Employees' Association (2003) 135 IR 1
18	Re <i>Stevedoring Industry Award 2010</i> [2015] FWCFB 1729
19	Modern Awards Review 2012 – Annual Leave [2013] FWCFB 6266
20	4 yearly review of modern awards – Award flexibility [2015] FWCFB 4466
21	Re <i>General Retail Industry Award 2010</i> [2011] FWA 3777
22	Award Simplification Decision (Print P7500)
23	Commonwealth Bank of Australia Officers Award (1997) 74 IR 446
24	Modern Awards Review 2012 – Apprentices, Trainees and Juniors [2013] FWCFB 5411

<b>25</b>	Re <i>Security Services Industry Award 2010</i> [2015] FWCFB 620
<b>26</b>	4 Yearly Review of Modern Awards [2014] FWC 8583
<b>27</b>	Kelly v Humanis Group Limited [2014] WADC 43
<b>28</b>	Inspector McGrath v DMP Container Labour Pty Ltd [2012] NSWIRComm 40
<b>29</b>	B v Rand Transport (1986) Pty Ltd [2013] QDC 172
<b>30</b>	LCR Mining Group v CFMEU [2016] FWCFB 400
<b>31</b>	Ryde-Eastwood Leagues Club v Taylor (1994) 56 IR 385
<b>32</b>	Markwell Pacific Limited v AWU-FIME (1995) AIRL 5-044
<b>33</b>	Bluesuits Pty Ltd t/as Toongabbie Hotel v Graham (Print S0282)
<b>34</b>	CPSU v State of Victoria (2000) 95 IR 54
<b>35</b>	CPSU v State of Victoria [2000] FCA 759
<b>36</b>	Telum Civil v CFMEU [2013] FWCFB 2434
<b>37</b>	Fair Work Ombudsman v Devine Marine Group [2014] FCA 1365
<b>38</b>	Nardy House v Perry [2016] FWCFB 1621
<b>39</b>	Williams v MacMahon Mining Services [2010] FCA 1321
<b>40</b>	Hail Creek Coal Pty Ltd v CFMEU (PR948938)
<b>41</b>	The AMIEU v Dardanup Butchering Company Pty Ltd [2011] FWCFB 3847
<b>42</b>	Carol Haslam v Fazche Pty Ltd T/A Integrity New Homes [2013] FWC 5593
<b>43</b>	Re CFMEU (PR941737)
<b>44</b>	King v Freshmore (Vic) Pty Ltd (Print S4213)
<b>45</b>	4 yearly review of modern awards [2015] FWCFB 2831
<b>46</b>	Family Provision's Case (PR082005)
<b>47</b>	Re <i>Graphic Arts – General – Interim Award 1995</i> (Print R7898)
<b>48</b>	Anglican Care v NSW Nurses and Midwives' Association [2015] FCAFC 81
<b>49</b>	Shortland v Smiths Snackfood Company [2010] FWAFB 5709
<b>50</b>	NTEU v La Trobe University [2009] AIRC 576
<b>51</b>	Wilkinson v Skipper Aviation (PR903635)
<b>52</b>	Cooling v Tanker Repairs Australia (PR051400)
<b>53</b>	Termination, Change and Redundancy Case – Decision 8 IR 34 (Print F6230)
<b>54</b>	Milk Processing and Cheese Manufacturing Etc (Appeal) Case 20 (1978) 45 SAIR 902

<b>55</b>	Redundancy Case Decision (PR032004)
<b>56</b>	Australian Municipal, Administrative, Clerical and Services Union v Fairfax Regional Media - Newcastle Newspapers (Herald) [2014] FWC 5631
<b>57</b>	AMWU v Waycon Services & Ors (PR922384)
<b>58</b>	TWU v Q Catering Limited [2014] FWC 6160
<b>59</b>	AMWU v Forgacs, [2016] FWC 638
<b>60</b>	4 yearly review of modern awards [2015] FWCFB 6656
<b>61</b>	Award Modernisation [2009] AIRCFB 50
<b>62</b>	<i>Re General Retail Industry Award 2010</i> [2010] FWA 5068
<b>63</b>	Re Appeal by the NRA and MGA [2010] FWAFB 7838
<b>64</b>	Re Appeal by the SDA [2011] FWAFB 6251
<b>65</b>	Re Application by the NRA [2011] FWA 6602
<b>66</b>	Annual Wage Review 2014-2015 [2015] FWCFB 3500
<b>67</b>	Annual Wage Review 2012 – 2013 [2013] FWCFB 4000
<b>68</b>	Annual Wage Review 2013 - 2014 [2014] FWCFB 3500
<b>69</b>	<i>Re Graphic Arts – General – Interim Award 1995</i> (Print S1715)
<b>70</b>	4 Yearly Review of Modern Awards [2015] FWCFB 4658
<b>71</b>	<i>Re Metal Industry Award 1984</i> (Print P9311)
<b>72</b>	Australian Municipal, Administrative, Clerical and Services Union re Contract Call Centres Award 2010 - [2012] FWA 9025
<b>73</b>	Award Modernisation – Statement [2009] AIRCFB 450
<b>74</b>	Ulan Coal Mine Limited v Henry Jon Howarth and Others [2010] FWAFB 3488
<b>75</b>	Australian Manufacturing Workers' Union (AMWU) v Christie Tea Pty Ltd [2010] FWA 10121
<b>76</b>	<i>Re Horticultural Industry (AWU) Award 2000</i> (PR933550)
<b>77</b>	AMWU v SPC Ardmona Operations Limited [2011] FWC 4405