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**Sent:** Friday, 9 September 2016 8:59 PM  
**To:** Chambers - Catanzariti VP; AMOD  
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**Subject:** AM2016/25 Horticulture Award 2010 - draft directions

Dear Vice President,

We refer to the above matter and proceedings before the Fair Work Commission on 5 September 2016, during which the parties in attendance were directed to prepare draft directions that contemplate the filing of material regarding certain substantive variations sought to the *Horticulture Award 2010 (Award)*.

Accordingly, please find attached draft directions that are agreed by the Australian Industry Group (**Ai Group**), the National Farmers' Federation, Voice of Horticulture, the Mitolo Group Pty Ltd, the Australian Workers' Union and the National Union of Workers.

We understand that any variation sought by Ai Group and other organisations regarding the coverage of the Award is to be heard and determined by the Full Bench as presently constituted. In light of the additional issues raised during the aforementioned proceedings however, we respectfully request that interested parties be advised of any other claims that are referred to the Full Bench. The directions proposed are drafted so as to apply to any such matters.

Kind regards,  
Ruchi.

**Ruchi Bhatt**  
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# DRAFT DIRECTIONS

*Fair Work Act 2009*  
s.156 - 4 yearly review of modern awards

## **4 yearly review of modern awards – Horticulture Award 2010** (AM2016/25)

VICE PRESIDENT CATANZARITI

SYDNEY, 9 SEPTEMBER 2016

*4 yearly review of modern awards – Horticulture Award 2010 – substantive claims.*

The Commission directs as follows:

[1] Any interested party seeking a variation (or variations) to the *Horticulture Award 2010* is to file a draft determination specifying the terms of the variation (or variations) sought by close of business on **21 October 2016**.

[2] The proponents of the variations identified pursuant to the first direction are to file comprehensive written submissions and any evidence upon which they seek to rely by close of business on **19 December 2016**.

[3] Any interested party that supports a variation (or variations) identified pursuant to the first direction is to file any material upon which they seek to rely by close of business on **19 December 2016**.

[4] Any interested party that opposes a variation (or variations) identified pursuant to the first direction is to file comprehensive written submissions and any evidence in reply upon which they seek to rely by close of business on **7 April 2017**.

[5] The matter will be listed for mention and directions before Vice President Catanzariti on **21 November 2016**.

[6] The matter will be listed for hearing before a Full Bench of the Commission not before **1 May 2017**.

[7] Parties are granted liberty to apply to vary these directions.

[8] All submissions and evidence are to be sent to [amod@fwc.gov.au](mailto:amod@fwc.gov.au).

VICE PRESIDENT

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