



28 September 2017

Our Ref: 20140530

Your Ref: AM2014/219

BY EMAIL amod@fwc.gov.au

ABN 76 008 556 595

140 Arthur Street
North Sydney NSW 2060

Locked Bag 938
North Sydney NSW 2059
DX 10541 North Sydney

t: 1300 565 846

f: +61 2 9954 5029

ablawyers.com.au

The Associate to Vice President Hatcher
Fair Work Commission

Dear Associate

AM2014/219 AND AM2016/15 CLERKS - PRIVATE SECTOR AWARD

We act on behalf of ABI and the NSW Business Chamber with respect to the abovementioned proceedings.

At the conference on 15 September 2017, his Honour allowed the parties additional time to consider their respective positions in relation to a number of matters.

On behalf of our clients, we confirm as follows:

Item 11	Our clients support the provisional view expressed by the AiG at paragraphs 168-193.
Item 21	Our clients are not opposed to the deletion of clause 10.2.
Items 35 and 36	Our clients agree that the words 'the majority' in clause 13.7(a)(ii) should be deleted. His Honour suggested replacing those words with 'the other', which would resolve the issue, but the flow of the clause may become somewhat disrupted. In the alternative our clients would propose alternative wording along the following lines: <i>'That other modern award sets a spread of hours other than that set out in clause 13.5.'</i>
Item 39	Our clients do not oppose the wording proposed by his Honour at paragraph 382.

We trust this correspondence addresses all the matters about which our clients had reserved their positions. Should this not be the case, please do not hesitate to let us know.

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If you have any questions, please contact Kate Thomson on (02) 4989 1003.

Yours sincerely

Kate Thomson

Lawyer

Australian Business Lawyers & Advisors Pty Limited

(02) 4989 1003

kate.thomson@ablawyers.com.au