

From: Chambers - Hatcher VP

Sent: Tuesday, 26 September 2017 2:19 PM

To: Luis Izzo; 'Michael Harmer'; 'Christopher Nowland'; 'Matt Galbraith'; Kyle Scott; 'Sean.Morrissey@ahansw.com.au'; 'andrew.crabb@nat.awu.net.au'; 'kamna.muddagouni@nortonrosefulbright.com'; Emily Slaytor; 'David Bates'

Subject: AM2016/30 Alpine Resorts Award

Dear Parties,

Re: AM2016/30 Alpine Resorts Award

I refer to the witness statement of Mr Luis Izzo filed on 18 September 2017 and the correspondence received from Mr Nowland and Mr Izzo on 19 September 2017.

In relation to the witness statement of Mr Izzo, the statement will be received by the Commission. Its ultimate admission into evidence will be subject to relevance and any other objection which any party may raise.

In relation to the correspondence from Mr Nowland, the Full Bench does not propose to allow parties any opportunity to adduce evidence concerning what occurred during the inspections. As the Full Bench made clear in its Statement issued on 10 August 2017 ([2017] FWCFB 4177), inspections are not themselves evidence and are not intended to give rise to an opportunity to adduce evidence "through the back door". In accordance with traditional practice, the legal representatives of the parties may at the hearing give a short neutral summary of what was observed at the inspections. The parties should attempt to reach agreement as to the terms of any such summary.

Kind regards,

Helen Hamberger

Associate to Vice President Hatcher

Fair Work Commission

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