

**IN THE FAIR WORK COMMISSION  
AT SYDNEY  
AM2016/31**

**4 YEARLY REVIEW OF MODERN AWARDS – HEALTH PROFESSIONALS AND SUPPORT SERVICES AWARD 2010**

**HEALTH SERVICES UNION SCHEDULE OF OBJECTIONS TO EVIDENCE ON HEARING REGARDING COVERED HEALTH PROFESSIONALS**

**AUSTRALIAN DENTAL ASSOCIATION**

<b>Statement of Eithne Mary IRVING, 23 May 2017</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
17	Entire paragraph	Conclusion, opinion		
<b>Statement of Eithne Mary IRVING, 14 October 2019</b>				
24	Third sentence	Hearsay, basis not disclosed		

**DENTAL HYGIENISTS ASSOCIATION OF AUSTRALIA**

<b>Statement of Carol TRAN, 27 February 2020</b>				
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<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
4	Entire paragraph	Relevance, conclusion, opinion	Dr Tran has no identified qualification in labour markets or economics. In the absence of such expertise, Dr Tran's opinion should not be admitted as to the likely effect of award coverage upon rates of pay. If the paragraph is disallowed, that will obviate the need to cross-examine the witness as to that evidence.	
5	Entire paragraph	Relevance, conclusion, opinion	As per 4 above	
8	Entire paragraph	Opinion/Submission		
10	Second sentence	Opinion, basis not disclosed	No expert basis (study or experience) is disclosed to support Dr Tran's view as to the duties performed by other health professionals.	
11	Entire paragraph	Opinion	No expert basis is disclosed to support Dr Tran's view as to the duties performed by other health professionals.	
12	Entire paragraph	Opinion	The review and remuneration of dentists is not a subject matter in which Dr Tran has the disclosed expertise to express the opinion in the paragraph.	
13	Entire paragraph and reference	Relevance		

14	Entire paragraph	Opinion	The review of dentists is not a subject matter in which Dr Tran has the disclosed expertise to express the opinion in the paragraph.	
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<b>Statement of Michelle KUSS, 27 February 2020</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
4	Entire paragraph	Relevance, conclusion, opinion	Ms Kuss has no identified qualification in labour markets or economics. In the absence of such expertise, Ms Kuss's opinion should not be admitted as to the likely effect of award coverage upon rates of pay. If the paragraph is disallowed, that will obviate the need to cross-examine the witness as to that evidence.	
5	Entire paragraph	Relevance, conclusion, opinion	As per 4 above	
8	Entire paragraph	Opinion/Submission		
10	Entire paragraph	Opinion, basis not disclosed	No expert basis (study or experience) is disclosed to support Ms Kuss's view as to the duties performed by public sector dental therapists.	
11	Entire paragraph	Opinion	No expert basis is disclosed to support Ms Kuss's view as to the duties performed by Oral Health Therapists.	

12	Entire paragraph	Opinion	The review and remuneration of dentists is not a subject matter in which Ms Kuss has the disclosed expertise to express the opinion in the paragraph.	
15	Entire paragraph	Opinion, basis not disclosed	The review and remuneration of dentists or the duties of public sector dental therapists are not subject matter about which Ms Kuss has the disclosed expertise to express the opinion in the paragraph.	

<b>Statement of Cheryl Louise DEY, 28 February 2020</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
4	Entire paragraph	Relevance, conclusion, opinion	Ms Dey has no identified qualification in labour markets or economics. In the absence of such expertise, Ms Dey's opinion should not be admitted as to the likely effect of award coverage upon rates of pay. If the paragraph is disallowed, that will obviate the need to cross-examine the witness as to that evidence.	
5	Entire paragraph	Relevance, conclusion, opinion	As per 4 above	
8	Entire paragraph	Opinion	No expert basis (study or experience) is disclosed to support Ms Dey's view as to	

			the duties performed by public sector dental therapists.	
10	Entire paragraph	Opinion, basis not disclosed	No expert basis (study or experience) is disclosed to support Dey's view as to the duties performed by public sector dental therapists.	
11	Entire paragraph	Opinion	No expert basis is disclosed to support Ms Dey's view as to "public sector dentistry".	
12	Entire paragraph	Opinion	The review and remuneration of dentists is not a subject matter in which Ms Dey has the disclosed expertise to express the opinion in the paragraph.	
15	Entire paragraph	Opinion, basis not disclosed	The review and remuneration of dentists or the duties of public sector dental therapists are not subject matter about which Ms Dey has the disclosed expertise to express the opinion in the paragraph.	

<b>Statement of Amy McDERMOTT, 28 February 2020</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
4	Entire paragraph	Relevance, conclusion, opinion	Ms McDermott has no identified qualification in labour markets or economics. In the absence of such expertise, Ms McDermott's opinion	

			should not be admitted as to the likely effect of award coverage upon rates of pay. If the paragraph is disallowed, that will obviate the need to cross-examine the witness as to that evidence.	
5	Entire paragraph	Relevance, conclusion, opinion	As per 4 above	
8	Entire paragraph	Opinion/Submission	No expert basis (study or experience) is disclosed to support Ms McDermott's view as to the duties performed by public sector dental therapists.	
10	Entire paragraph	Opinion, basis not disclosed	No expert basis (study or experience) is disclosed to support Ms McDermott's view as to the duties performed by public sector dental therapists.	
11	Entire paragraph	Opinion	No expert basis is disclosed to support Ms Ms McDermott's view as to "public sector dentistry".	
12	Entire paragraph	Opinion	The review and remuneration of dentists is not a subject matter in which Ms Ms McDermot has the disclosed expertise to express the opinion in the paragraph.	
15	Entire paragraph	Opinion, basis not disclosed	The review and remuneration of dentists or the duties of public sector dental therapists are not subject matter about which Ms McDermott has the disclosed	

			expertise to express the opinion in the paragraph.	
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<b>Statement of Kay BALL, 16 June 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
9	Entire paragraph	Speculation		
10	Entire paragraph	Speculation		
11	Entire paragraph	Speculation		
12	Entire paragraph	Conclusion/Opinion/Submission		
13	Entire paragraph	Speculation		
15	Entire paragraph	Opinion		
16	Entire paragraph	Opinion		
17	Entire paragraph	Opinion/Speculation		
18	Entire paragraph	Opinion		
19	Entire paragraph	Opinion		

<b>Statement of Alison TAYLOR, 19 June 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
6	Entire paragraph	Speculation/Opinion		
7	Entire paragraph	Speculation/Opinion		
8	Entire paragraph	Opinion		

<b>Statement of Susan MELROSE, 26 June 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
7	Entire paragraph	Speculation		
8	Entire paragraph	Speculation		
9	Entire paragraph	Speculation		
10	Entire paragraph	Opinion/Submission		
11	Entire paragraph	Speculation		
13	Entire paragraph	Opinion/Relevance		
14	Entire paragraph	Speculation/Opinion		
15	Entire paragraph	Opinion/Speculation		
16	Entire paragraph	Opinion		



17	Entire paragraph	Opinion		
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<b>Statement of Christina ZERK, 24 June 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
7	Entire paragraph	Speculation		
8	Entire paragraph	Speculation		
9	Entire paragraph	Speculation		
10	Entire paragraph	Opinion/Submission		
11	Entire paragraph	Speculation		
13	Entire paragraph	Opinion/Relevance		
14	Entire paragraph	Speculation/Opinion		
15	Entire paragraph	Opinion/Speculation		
16	Entire paragraph	Opinion		
17	Entire paragraph	Opinion		

<b>Statement of Lyn CARMAN, 30 July 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>

9	Second sentence	Speculation		
10	Entire paragraph	Opinion		
11	Entire paragraph	Speculation		
13	Entire paragraph	Opinion/Speculation		
14	Entire paragraph	Speculation/Opinion		
15	Entire paragraph	Opinion/Speculation		
16	Entire paragraph	Opinion		
17	Entire paragraph	Opinion		
18	Entire paragraph	Opinion		

<b>Statement of Benjamin MARCHANT, 16 July 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
All	Entire statement	Opinion, basis not disclosed Relevance Speculation		

<b>Statement of Samson CHAN, 30 July 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>

All	Entire statement	Relevance Speculation		
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**OPTOMETRY AUSTRALIA**

<b>Statement of LYN BRODIE, 30 July 2019</b>				
<b>Para</b>	<b>Passage</b>	<b>Nature of Objection</b>	<b>Submission</b>	<b>Ruling</b>
24	Entire paragraph	Hearsay Relevance Speculation		

**21 May 2020**