

**From:** Stephen Crawford <stephen.crawford@nat.awu.net.au>  
**Sent:** Wednesday, 8 July 2020 9:46 AM  
**To:** AMOD <AMOD@fwc.gov.au>  
**Cc:** Ben Rogers <BRogers@nff.org.au>; rhys.kingston@ablawyers.com.au;  
Ruchi.Bhatt@aigroup.com.au  
**Subject:** Re: AM2019/17 — 4 yearly review of modern awards — Horticulture Award 2010

Dear Full Bench,

We write to briefly respond to Mr Rogers' email below.

The AWU does not accept there is any ambiguity in relation to the application of all purpose allowances under the current *Horticulture Award 2010* ("**Horticulture Award**"). The term "all purposes" has a well understood industrial meaning – the precise purpose of the term is to require that the relevant allowances are included when penalty rates and loadings are calculated. That position has been repeatedly confirmed by the Commission during the 4-yearly review process. Mr Rogers has appropriately cited a number of those decisions below including a decision which was specifically directed at all purpose allowances in the Horticulture Award.

The AWU does not consider it is appropriate for an issue that has already been extensively considered and resolved during the 4-yearly review process to be reargued at this stage and does not consider any changes to the exposure draft are required.

Regards,

**STEPHEN CRAWFORD**  
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