

IN THE FAIR WORK COMMISSION

Matter: CASUAL AWARD TERMS REVIEW 2021

Matter No: AM2021/54

Fair Work Act 2009 Clause 48 of Schedule 1 Casual terms award review 2021

CEPU SUBMISSIONS IN REPLY

1. These submissions are made by the Communications, Electrical, Electronic, Energy, Information, Postal, Plumbing and Allied Services Union of Australia (**CEPU**) pursuant to the Directions made by the Full Bench on 23 April 2021.¹
2. On 9 April 2021, the Fair Work Commission (**Commission**) published a Statement relating to amendments to the Fair Work Act 2009 (Cth) (**FW Act**) made by the Fair Work Amendment (Supporting Australia's Economic Recovery) Act 2021, noting the Commission is required to conduct a review of relevant terms in modern awards as they relate to the FW Act as amended (**Casual Terms Review**).²
3. On 19 April 2021, the Full Bench issued a Statement and Directions, including setting out draft directions. On the same date, the Commission also issued a Discussion Paper which provided some commentary on the Casual Terms Review, identified relevant award terms and raised 32 questions for consideration of the parties.³
4. Notably, of the Awards identified for review as part of Stage 1, the CEPU has an interest in the Manufacturing and Associated Industries and Occupations Award 2020 (**Manufacturing Award**), as well as other awards that will be considered in the second stage of the Casual Terms Review.
5. On 23 April 2021, the Full Bench issued a further Statement and directions⁴ for interested parties to file submissions responding to the questions raised in the Discussion Paper by 24 May 2021.
6. On 24 May 2021, Australian Council of Trade Unions (**ACTU**), Australian Manufacturing Workers' Union (**AMWU**) and Australian Workers' Union (**AWU**) filed submissions in response to the questions raised by the Commission. The CEPU supports and relies on these submissions.

¹ Casual Terms Award Review 2021 – Statement and Directions [\[2021\] FWCFCB 2222](#).

² Casual Terms Review 2021 [\[2021\] FWC 1894](#).

³ Statement and Directions [\[2021\] FWCFCB 2143](#) (19 April 2021), [FWC – Discussion Paper](#), 'Interaction between modern awards and the casual amendments to the Fair Work Act 2009'.

⁴ [\[2021\] FWCFCB 2222](#).

7. The CEPU has had the benefit of reading the submissions in reply of the AMWU, ACTU and CFMMEU – C&G⁵ prior to the filing of these submissions. The CEPU supports, adopts and relies on those submissions in reply including in so far as they raise concerns with and respond to the submissions of AIG, ABI, ACCI and HIA.

CEPU
16 June 2021

⁵ Construction, Forestry, Maritime, Mining and Energy Union (Construction and General Division) (CFMMEU C&G)