

From: Stuart Maxwell [<mailto:smaxwell@cfmeu.org>]
Sent: Wednesday, 27 March 2019 4:19 PM
To: AMOD
Cc: Chambers - Ross J
Subject: AM2014/1 - 4 Yearly Review of Modern Awards

Dear Justice Ross,

Further to the Statement ([2019] FWC 1262) issued on 28th February 2019 in AM2014/1, and the request in paragraph [10] for parties to file a short written submission stating any issues or questions they wish to raise (regarding the scheduling and process for finalising the Review) at the conference to be held on 3rd April 2019, the CFMMEU (Construction and General Division) makes the following brief submission.

The issues/concerns that the CFMMEU (Construction and General Division) requests be dealt with at the conference are:

1. The difficulties parties are facing in meeting the deadlines for filing comments on the exposure drafts, particularly those parties with an interest in multiple awards.
2. The definition of “all purposes” to be included in modern awards and when this matter is to be finalised (see paragraphs [53] to [57] of [2019] FWC 932). The CFMMEU (Construction and General Division) has a concern that the definition is deficient in that it does not expressly state that the payment is included in the “ordinary hourly rate”.

Yours sincerely,

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CFMEU

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