



DRAFT DETERMINATION

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards — Casual employment and Part-time employment

(AM2014/196 and AM2014/197)

FOOD, BEVERAGE AND TOBACCO AWARD 2010

[MA000073]

Fast Food Industry

VICE PRESIDENT HATCHER

SENIOR DEPUTY PRESIDENT HAMBERGER

DEPUTY PRESIDENT KOVACIC

DEPUTY PRESIDENT BULL

SYDNEY, XX DECEMBER 2017

4 yearly review of modern awards – Casual employment and Part-time employment – minimum engagement for casual and part-time employees – Food, Beverage and Tobacco Manufacturing Award 2010.

A. Further to the decision issued on 5 July 2017 in AM2014/196 and AM2014/197 ([\[2017\] FWCFB 3541](#)) and pursuant to section 156(2)(b)(i) of the *Fair Work Act 2009*, the *Food, Beverage and Tobacco Manufacturing Award 2010* is varied as follows:

1. By deleting clause 12.2 and inserting the following:

12.2 A part-time employee must be engaged for a minimum of not less than 4 consecutive hours per day or shift. In order to meet their personal circumstances, a part-time employee may request and the employer may agree to an engagement for no less than 3 consecutive hours per day or shift. The agreement reached must be recorded by the employer on the employee's time and wages record.

2. By deleting clause 13.2 and inserting the following:

13.2 On each occasion a casual employee is required to attend work the employee must be paid for a minimum of four hours work. In order to meet their personal circumstances a casual employee may request and the employer may agree to an engagement of no less than three hours.

B. This determination comes into operation from 23 February 2018. In accordance with s.165(3) of the *Fair Work Act 2009* this item does not take effect until the start of the first full pay period on or after 23 February 2018.

VICE PRESIDENT