



REPORT TO THE FULL BENCH

Fair Work Act 2009
s.156 - 4 yearly review of modern awards

4 Yearly Review of Modern Awards Health Professionals and Support Services Award 2010 (AM2014/204)

COMMISSIONER ROE

MELBOURNE, 27 NOVEMBER 2015

*Four yearly Review of Modern Awards: Health Professionals and Support Services Award 2010
- Report to the Full Bench.*

SUPPLEMENT TO REPORT OF 30 OCTOBER 2015

This report updates the report of 30 October 2015 taking into account the submissions received subsequent to the conference of 29 October 2015. The items in paragraph 9 will be the subject of further report.

HEALTH PROFESSIONALS AND SUPPORT SERVICES AWARD 2010

[1] In respect to paragraphs 7 and 8 of the report of 30 October 2015.

Items 12A, 18 and 31 - These are no longer pursued by MIERG. No change to the exposure draft is required.

Item 5A - This is pursued by MIERG and is a substantive matter.

[2] In respect to paragraph 3 and 4 of the report of 30 October 2015.

Item 8 - The issue of whether the exposure draft requires variation in respect to the list of common health professionals is now a substantive issue. Ai Group is of the view that it is sufficiently clear in the exposure draft that the list is exhaustive and therefore no change is necessary to Schedule B of the Exposure Draft. DHAA are of the view that the list is exhaustive but that a variation is required to make this clear and has proposed a variation. HSU are of the view that the list is not exhaustive and have proposed a variation to make this clear.

[3] In respect to paragraph 9 of the report of 30 October 2015.

Item 12A - HSU have confirmed that this is not a separate item to the substantive claim in respect to span of hours.

[4] In respect to paragraph 13 of the report of 30 October 2015.

Item 18 – This is no longer pursued by the unions.

[5] In respect to paragraph 14 of the report of 30 October 2015

Item 18 - The proposed variation by ACE to allow changes to rosters by agreement has not been resolved and is a substantive proposal.

[6] In respect to paragraphs 15 and 16 of the report of 30 October 2015.

Item 19 – The issue of meal breaks is not resolved and is a substantive matter. The HSU have clarified the variation that they are seeking.

[7] In respect to paragraph 18 of the report of 30 October 2015.

Item 22 – This is resolved. No change to the exposure draft is required.

[8] In respect to paragraph 25 of the report of 30 October 2015.

Item 24 – This is resolved. No change to the exposure draft is required.

[9] In respect to paragraph 26 of the report of 30 October 2015.

Items 28, 29 and 30 – These are still the subject of discussion between the parties and a further report will be made shortly.

[10] In respect to Item 37 of the report of 30 October 2015.

Item 37 re interns - This is not resolved and is a substantive item. HSU have clarified the variation they are seeking.



COMMISSIONER

Printed by authority of the Commonwealth Government Printer