



REPORT TO THE FULL BENCH

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

4 Yearly Review of Modern Awards Nurses Award 2010 (AM2014/207)

COMMISSIONER ROE

MELBOURNE, 5 JANUARY 2016

Four yearly Review of Modern Awards: Nurses Award 2010 - Report to the Full Bench.

I can confirm that the items which are outstanding are as set out in the Summary of Outstanding Issues dated 7 December 2015 as modified as follows:

- a. Item 63 is resolved by the exposure draft.
- b. Item 77 should be resolved by the current Full Bench and it is not proposed to refer this item to the casual and part time Full Bench.

I propose that the outstanding matters be dealt with as follows. Parties were provided with the opportunity to comment on the proposed course of action prior to the finalisation of this report.

The following matters should be referred to other Full Benches.

- a. Items 19 and 52 should be referred to the part time and casuals full bench.
- b. Item 67 should be referred to the public holidays full bench.
- c. The parties have proposed that item 21 be dealt with following the outcome of the casuals and part time full bench consideration of the proposed variation for minimum shift length for part time employees. If this is the approach taken then it is proposed that the item be finalised by this full bench on the basis of written submissions at that time.

The following matters can be dealt with by the presently constituted Full Bench on the basis of written submissions.

- a. ITEM 72 re classification definitions.
- b. ITEM 77 re summary of hourly rates.
- c. Item 21 re minimum shift length for part time employees (see note above).

The following items should be dealt with by a Full Bench. Parties will be requested to provide written submission in respect to each matter and the evidence would then be the subject of hearing by a Full Bench.

- a. Item 26 re rostering.
- b. ITEMS 27, 29 and 31 re breaks.
- c. ITEMS 40 and 42 re telephone and in charge allowance.
- d. ITEM 47 re shift allowance in addition on weekends.
- e. ITEMS 49 and 56 re overtime.



COMMISSIONER

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