

From: Justin Cooney [mailto:jcooney@asu.asn.au]
Sent: Thursday, 2 June 2016 5:46 PM
To: Chambers - Clancy DP
Cc: AMOD
Subject: s.156 - 4 yearly review of modern awards:- AM2014/219 – Clerks - Private Sector Award 2010

Hi

Regarding the FWC conference on Monday 30 May 2016 in matter AM2014/219 – Clerks - Private Sector Award 2010, please find attached the further ASU response to matters raised.

Regards
Justin Cooney
Industrial Officer

Australian Services Union - National Office
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Deputy President Clancy
Fair Work Commission

2 June 2016

By E-MAIL: chambers.clancy.dp@fwc.gov.au
amod@fwc.gov.au

Dear Commissioner,

RE: s.156 - 4 yearly review of modern awards: Clerks Private Sector Award 2015

The Australian Services Union refers to the exposure draft for the Clerks Private Sector Award 2015 and the conference held on 30 May 2016. During the conference the ASU indicated that it would respond to a number of matters raised. The ASU response is as follows:

Summary of Submissions (23 May 2016) Item 5

The ASU submits the current Modern Award wording should be maintained.

Summary of Submissions (23 May 2016) Item 9

The ASU submits that the Exposure Draft wording should not be amended.

Summary of Submissions (23 May 2016) Item 10

The ASU submits that the Exposure Draft wording should not be amended.

Summary of Submissions (23 May 2016) Item 18

The ASU submits that the span of hours can be increased by up to one hour at commencement, or up to one hour at conclusion of the span of hours, but not at both ends of the span, ie employees cannot be required to work up to two additional hours.

Summary of Submissions (23 May 2016) Item 23

The ASU submits that the 20 minute paid crib break (ED cl 14.4(e)) is applied in precedence to the 30-60 minute unpaid meal break (ED cl 9.1(a)).

Summary of Submissions (23 May 2016) Item 32

The ASU agrees that clause 13.1(a) is amended to read 'in excess of 10 hours exclusive of meal breaks in any one day; or' consistent with cl 8.1(d) of the ED.

Summary of Submissions (23 May 2016) Item 39

The ASU submits that the current Modern Award provisions in respect to defining of overtime are sufficient.

Summary of Submissions (23 May 2016) Item 40

The ASU submits that the span of hours can be increased by up to one hour at commencement, or up to one hour at conclusion of the span of hours, but not at both ends of the span, ie employees cannot be required to work up to two additional hours.

If you wish to discuss this matter further please contact Justin Cooney on 03 – 9342 1446, 0419 343 145 or jcooney@asu.asn.au.

Yours faithfully

Justin Cooney
Industrial Officer

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Union**

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