

# MinterEllison

16 May 2016

**BY EMAIL:** [amod@fwc.gov.au](mailto:amod@fwc.gov.au); [chambers.ross.j@fwc.gov.au](mailto:chambers.ross.j@fwc.gov.au)

The Hon. Justice Ross  
President  
Fair Work Commission  
11 Exhibition Street  
Melbourne VIC 3000

Dear Justice Ross

**AM2014/229**

We act on behalf of Bond University.

Please find **enclosed** Form F53 Notice of representative commencing to act.

We refer to Commissioner Johns' directions issued on 12 May 2016. Commissioner Johns has asked that the parties file a statement about their respective positions on outstanding issues.

Bond University has only very recently become aware that the Bond University Academic Staff Association (**BUASA**) has put a proposal forward to vary clause 10.2 of the Higher Education Academic Staff Award 2010 (**the Award**).

As a result of BUASA's proposed variation to the Award, Bond University has become an interested party in this review process.

On review of the transcript from 10 May 2016 and other documents that form part of the AM2014/229 file, reference has been made a number of times to Bond University. Bond University would like to clarify that it does not share the same position as BUASA in respect of clause 10.2.

It is evident that Bond University was referred to in conference on 10 May 2016 as being aware of the proposed variations to clause 10.2 and it appears to have been suggested that Bond University does not object to the variations being proposed by BUASA and the National Tertiary Education Union (**NTEU**).

Bond University was not aware of the representations that appear to have been made on its behalf and does not agree with them. It seeks to be heard at the hearing on 6 and 7 June 2016.

We propose to provide formal submissions regarding Bond University's position in relation to the proposed variation to clause 10.2 by **Monday 23 May 2016**.

Yours faithfully  
**MinterEllison**

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