DRAFT DETERMINATION

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

4 yearly review of modern awards—Penalty rates
(AM2014/305)

FAST FOOD INDUSTRY AWARD 2010
[MA000003]

Fast food industry

JUSTICE ROSS, PRESIDENT
VICE PRESIDENT CATANZARITI
DEPUTY PRESIDENT ASBURY
COMMISSIONER HAMPTON
COMMISSIONER LEE

MELBOURNE, XX MARCH 2017

4 yearly review of modern awards – penalty rates – evening work.

A. Further to the Full Bench decision issued by the Fair Work Commission on 23 February 2017[1], the above award is varied as follows:

1. By deleting "9.00 pm" appearing in clause 25.5(a)(i) and inserting "10.00 pm".

2. By deleting the words "after midnight" appearing in clause 25.5(a)(ii) and inserting the words "between midnight and 6.00 am" .

B. This determination will come into operation from 27 March 2017. In accordance with s.165(3) of the *Fair Work Act 2009* these items do not take effect until the start of the first full pay period that starts on or after 27 March 2017.

PRESIDENT

[1] [2017] FWCFB 1001