

Fair Work Commission  
Level 10, Terrace Tower, 80 William Street  
EAST SYDNEY NSW 2011  
Via email: [AMOD@fwc.gov.au](mailto:AMOD@fwc.gov.au)

13 July 2018

**Re: [2018] FWCFB 3802 – AM2014/64 and others**

## **BACKGROUND**

1. The Full Bench of the Fair Work Commission ('**FWC**') published the *4 yearly review of modern awards – Award stage – Group 1 (AM2014/64 and others)* Decision<sup>1</sup> ('**Decision**') on 28 June 2018.
2. Throughout the Decision, the Full Bench has invited parties to file submissions on a number of outstanding matters and provisional views.
3. Of the Awards to which this feedback has been invited, the Australian Workers' Union (**AWU**) is an interested party in the following:
  - 3.1. *Cement, Lime and Quarrying Award 2010*;
  - 3.2. *Gas Industry Award 2010*;
  - 3.3. *Marine Tourism and Charter Vessels Award 2010*;
  - 3.4. *Oil Refining and Manufacturing Award 2010*; and
  - 3.5. *Timber Industry Award 2010*.
4. The submissions of the AWU are below.

### ***Cement, Lime and Quarrying Award 2010***

#### **Revocation of Quarrying Award – Title and commencement clause**

5. The AWU does not oppose the provisional view of the Full Bench at [122].

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<sup>1</sup> [2018] FWCFB 3802

***Gas Industry Award 2010***

**Item 3 Meal Breaks**

6. The AWU does not oppose the provisional view of the Full Bench at [182].

***Marine Tourism and Charter Vessels Award 2010***

**Item 1 – Casual employees – casual overnight charter employees**

7. The AWU agrees with the provisional view of the Full Bench at [200].
8. The AWU notes the correspondence from the Australian Federation of Employers and Industries (AFEI) dated 29 March 2018 in relation to this item.
9. The AWU can confirm for AFEI that the basis of the AWU submissions in relation to this item was to specifically retain the current award provisions and prevent a substantive change to current Award entitlements.

***Oil Refining and Manufacturing Award 2010***

**Item 7 and 8 – Shiftwork definitions; and Item 18 - Definitions**

10. The AWU confirms that a representative of the AWU will attend the Conference on 17 July 2018.

***Timber Industry Award 2010***

**Item 2 – Casual employees**

11. The AWU supports the provisional view of the Full Bench at [427].

Yours Faithfully,



Zachary Duncalfe  
**NATIONAL LEGAL OFFICER**  
**The Australian Workers' Union**