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13 November 2015

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

Dear Justice Ross,

Re. AM2014/75 Manufacturing and Associated Industries and Occupations Award 2010

We refer to the above matter and the Commission's decision of 23 October 2015 ([2015] FWCFB 7236). At paragraph [109] of that decision, parties were directed to identify any outstanding substantive claims in respect of the *Manufacturing and Associated Industries and Occupations Award 2010* (Manufacturing Award) within 21 days of the date of the decision.

The Australian Industry Group (Ai Group) has previously foreshadowed that it seeks the following variations to the Manufacturing Award:

1. An express exclusion of trainees from the application of clause 32.5, which relates to training costs; and
2. A variation to clause 34.3 such that an employee may be paid monies owing upon termination by EFT in accordance with the usual pay cycle.

We write to confirm that we continue to pursue the above matters.

Clause 32.5 – Training Costs

Ai Group has previously filed comprehensive written submissions in support of our proposed variation. We refer the Commission to section 7.3 of our [submissions](#) dated 24 October 2014.

In our view, it would be appropriate that the matter be dealt with by way of directions for the filing of any further submissions and evidence in support of our proposed variation and in reply, with a short hearing thereafter.

Clause 34.3 – Payment of Wages on Termination of Employment

Ai Group seeks a variation to the Manufacturing Award that would permit an employer to pay an employee upon termination by EFT in accordance with the usual pay cycle.

We propose that similar variations be made to:

1. The *Graphic Arts, Printing and Publishing Award 2010*;
2. The *Storage Services and Wholesale Award 2010* (Storage Services Award); and
3. The *Food, Beverage and Tobacco Manufacturing Award 2010*.

Ai Group filed written submissions in support of our proposed variation to the Manufacturing Award on [24 October 2014](#) and in respect of the Storage Services Award on [15 July 2015](#).

We would not oppose Ai Group's proposed variations to the above four awards being heard together. However we respectfully request that we be given an opportunity to identify the precise terms of the variation sought to each award and to file written submissions in support of the proposals.

Yours sincerely,



Stephen Smith

Head of National Workplace Relations Policy