



## **Submission to the Fair Work Commission on matters AM2013/30 and AM2014/286 in response to the Statement by President Justice Ross**

NDS has noted the [statement by President Justice Ross](#) dated 18 April 2017 on the *4 yearly review of modern awards – Family & Domestic Violence Leave Clause and Other Matters* and provides this submission in response. NDS has been participating in the matters AM2013/30 (Request to vary an Award) and AM2014/286 – Review of the Supported Employment Services (SES) Award 2010.

In respect of our ongoing participation in these matters, NDS's position is as follows:

We agree to the inclusion of modifications to the Supported Wage System (SWS) in the SES Award 2014 on the condition that supported employers may continue to use wage assessment tools other than the SWS.

We agree to the outstanding matters in AM2013/30 being moved into the SES Award Review.

We request that the review of all currently used wage assessment tools in the SES Award be included in the SES Award review process and that the examination of these tools be conducted through arbitration.

We oppose the change to the Superannuation clause in the SES Award Exposure Draft as proposed by United Voice in its submission to the Commission dated 6 October 2016.

We will continue to advocate that several additional changes be made to the SES Award through the Review process. These include the removal of inactive wage assessment tools and changes to the definition of a supported employee and the definition of organisations or employers who will be eligible to use the SES Award in the future. NDS has previously provided several submissions to the Commission on these matters.

NDS requests that the SES Award Review and the arbitration process covering the review of wage assessment tools be conducted by a Full Bench of the Commission.

NDS looks forward to participating further in the SES Award Review process with a view to obtaining a positive result for our members and the employees with disability they support.

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**National Disability Services** is the peak industry body for non-government disability services. Its purpose is to promote and advance services for people with disability. Its Australia-wide membership includes 1100 non-government organisations, which support people with all forms of disability. Its members collectively provide the full range of disability services - from accommodation support, respite and therapy to community access and employment. NDS provides information and networking opportunities to its members and policy advice to State, Territory and Federal governments.