

From: Chambers - Gostencnik DP
Sent: Friday, 5 October 2018 3:57 PM
To: Stuart Maxwell (smaxwell@cfmeu.org)
Cc: Chambers - Hatcher VP; Michael Nguyen; 'stephen.crawford@nat.awu.net.au'; Rebecca Sostarko; Adler, Melissa; Vasuki Paul; Louise.Hogg@ablawyers.com.au
Subject: RE: AM2016/23 – 4 yearly review of modern awards –Construction Awards [SEC=UNCLASSIFIED]

Dear Mr Maxwell,

Thank you for your email. As Vice President Hatcher & Deputy President Hamilton are on leave, Deputy President Gostencnik will address your queries.

The Deputy President grants the CFMMEU an extension to file material **by no later than 4.00pm on Monday 5th November 2018.**

I have also reviewed the paragraph numbering in the Decision in reference to your concerns below. I understand the paragraph numbering to be correct on the Commission's website in both WEB and PDF formats, however the WEB version may vary depending on your browser and system. I attach a PDF of the Decision as it may resolve your concerns.

Kind Regards

GEMMA CARROLL

Associate to Deputy President Gostencnik

Fair Work Commission

Tel: (03) 8656 4528

Fax: (03) 9555 0401

E: Chambers.Gostencnik.DP@fwc.gov.au

11 Exhibition Street, Melbourne Victoria 3000
GPO Box 1994, Melbourne Victoria 3001

www.fwc.gov.au

From: Stuart Maxwell [<mailto:smaxwell@cfmeu.org>]
Sent: Thursday, 4 October 2018 4:17 PM
To: Chambers - Hatcher VP
Cc: Michael Nguyen; Stephen Crawford; Rebecca Sostarko (rebecca@masterbuilders.com.au); Melissa Adler (m.adler@hia.com.au); Vasuki Paul; Louise.Hogg@ablawyers.com.au
Subject: AM2016/23 – 4 yearly review of modern awards –Construction Awards

Dear Vice President Hatcher,

I refer to the 26th September 2018 Decision in AM2016/23 – 4 yearly review of modern awards – Construction Awards ([2018] FWCFB 6019), and the invitation in paragraph [467] to interested parties to file written submissions in relation to the matters referred to in that paragraph within 28 days of the decision. The 28 day period would appear to end on 24th October 2018.

I wish to advise that I will be on annual leave from 13th to 28th October 2018 and respectfully request that the CFMMEU be granted an extension of time for the filing of any written submissions to 4pm on Monday 5th November 2018.

I apologise for the inconvenience and thank the Fair Work Commission for its consideration of this request.

I wish to also alert the Full Bench to what appear to be incorrect references to paragraph numbers. I note that the consideration of *Travelling expenses-modes of travel* on page 64 of the Decision does not have a paragraph number and this may have caused what appear to be incorrect references in paragraphs [466] and [467].

It would appear that, based on the current paragraph numbering of the Decision, the references in paragraph [466] should be as follows:

- [156] should be [155]
- [184] should be [183]
- [202] should be [201]
- [294] should be [292]
- [365] –[366] should be [364]
- [420] should be [418]
- [427] should be [425]
- [441] should be [439]
- [456] should be [454]
- [460] should be [458]

And in paragraph [467] the references should be:

- [246] should be removed
- [372] should be [370]
- [412] –[413] should be [410]-[411]
- [451] should be [449]

Yours faithfully,

Stuart Maxwell
Senior National Industrial Officer

CFMEU

Construction & General Division, National Office
Level 9, 215-217 Clarence St, Sydney NSW 2000
T: 02 8524 5800 F: 02 8524 5801



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