



DIRECTIONS

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards – Plain language – standard clauses (AM2016/15)

JUSTICE ROSS, PRESIDENT
VICE PRESIDENT HATCHER
COMMISSIONER HUNT

MELBOURNE, 17 AUGUST 2016

4 yearly review of modern awards - Plain language drafting – Standard clauses

[1] Further to the Statements issued on 15 July 2016¹ and 11 August 2016,² the Fair Work Commission (Commission) has published [plain language re-drafts](#) of *standard* clauses. The standard clauses are:

- Award flexibility;
- Consultation;
- Dispute resolution;
- Termination of employment; and
- Redundancy.

[2] Interested persons are to provide written submissions on the plain language draft standard clauses by **4.00 pm Thursday 29 September 2016**.

[3] Interested persons can file submissions in reply by **4.00 pm Thursday 27 October 2016**.

[4] Where interested persons assert that a clause in the plain language draft has a different legal effect to the corresponding clause in the current award, submissions should specify:

- (a) the legal effect of the clause in the current award; and
- (b) the legal effect of the clause in the plain language re-draft; and
- (c) an explanation of how they differ.

[5] Where interested persons assert that a clause in the plain language draft does not meet the modern awards objective, submissions should specify why this is the case.

[6] All written submissions and reply submissions will be published on the Commission's website. A summary of submissions will be prepared by the Commission and published.

[7] All written submissions should be sent to amod@fwc.gov.au.

[8] Leave is granted to apply generally.

PRESIDENT

¹ [\[2016\] FWC 4756](#)

² [\[2016\] FWCFB 5621](#)