From: Stuart Maxwell [mailto:smaxwell@cfmeu.org]
Sent: Friday, 28 September 2018 4:07 PM
To: AMOD
Subject: AM2016/15 - plain language redrafting - reasonable overtime

To the President Justice Ross, Vice President Hatcher and Commissioner Hunt,

Further to the Decision of the Full Bench of 17th September 2018 ([2018] FWCFB 5749) in AM2016/15, and the invitation to interested parties to comment on the options for clause x.3 of the reasonable overtime – model term (see paragraph [56]), the CFMMEU (Construction & General Division) makes the following brief submission.

The CFMMEU (Construction & General Division) has an interest in the *Building and Construction General On-site Award 2010*, the *Joinery and Building Trades Award 2010* and the *Manufacturing and Associated Industries and Occupations Award 2010*. The CFMMEU (Construction & General Division) supports the view expressed by the Full Bench in paragraph [55] that setting out the factors to be taken into account, in determining whether overtime hours are reasonable or unreasonable, has the benefit of clarity and removes the need to refer to another instrument. The CFMMEU (Construction & General Division) therefore supports the inclusion of option 1 in the model term.

Yours faithfully,

Stuart Maxwell
Senior National Industrial Officer

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