

FAIR WORK COMMISSION
4 YEARLY REVIEW OF MODERN AWARDS – OVERTIME FOR CASUALS
(AM2017/51)
Submission of the combined Local Government Associations
October 2019
Local Government Industry Award 2010
(LGIA)

1. This October 2019 submission is made on behalf of the combined Local Government Associations.
2. The Local Government Associations (**Associations**) include the:
 - 2.1. Municipal Association of Victoria;
 - 2.2. Local Government Association of Tasmania;
 - 2.3. Local Government Association of South Australia;
 - 2.4. Local Government Association of Queensland;
 - 2.5. Local Government Association of the Northern Territory;
 - 2.6. Local Government and Shires Association of New South Wales; and
 - 2.7. Western Australian Local Government Association.
3. We refer to the Statement and Directions issued in this matter on 14 October 2019 [2019] FWC 7087 (**October Statement**).

Paragraph 3 of the October Statement

4. Paragraph 3 of the October Statement lists the LGIA and confirms the parties agreed the issues regarding the LGIA can be determined on the basis of the filed written submissions.
5. On 28 June 2019, the Associations filed a submission (**28 June Submission**) proposing amendments to the Exposure Draft of the LGIA published on 8 March 2019 (**March LGIA Exposure Draft**).
6. Since 28 June 2019 a new version of the Exposure Draft of the LGIA was published on 14 October 2019 (**October LGIA Exposure Draft**) which contains different clause numbering to the March LGIA Exposure Draft.
7. The Associations respectfully submit the clause numbering contained in the 28 June Submission will require updating in accordance with the new clause numbering in the October LGIA Exposure Draft.

8. Should the Fair Work Commission agree with the Associations' 28 June Submission, the Associations would be willing to file a further submission to update the clause references to reflect the October LGIA Exposure Draft, should this be required by the Fair Work Commission.

Paragraph 7 of the October Statement

9. We refer to paragraph 7 of the October Statement which states the LGIA is also listed as one of 35 awards where the parties have reached agreement in relation to the meaning of the awards regarding the casual employee entitlement to overtime rates.
10. The position of the Associations (set out in the 28 June Submission) and the Australian Services Union (set out in their submission dated 2 July 2019) is that the LGIA requires amendment to reflect the commonly understood position and interpretation of the LGIA.



Emma Clements

Employee Relations Service Manager
Western Australian Local Government Association

On behalf of the Associations

Date: 28 October 2019