

Tony Sheldon National Secretary

17 July 2015

Associate to Vice President Hatcher
Fair Work Commission
80 William Street
EAST SYDNEY 2010

By email: amod@fwc.gov.au

Dear Associate,

**AM2014/196 and AM2014/197 – Casual employment and Part-time
employment**
AM2014/208 – Passenger Vehicle Transportation Award 2010

During the proceedings on 5 June 2015 before His Honour Vice President Hatcher, the TWU indicated Item 20 of the schedule was capable of being dealt with during the Award Stage.

His Honour invited the TWU to communicate that position to his Chambers. The TWU communicated its position on 13 July 2015. Should His Honour be of the view that Item 20 remain with the casual and part-time employment matter, the TWU seeks to vary the provision relating to school bus drivers in the *Passenger Vehicle Transportation Award 2010*.

The variation seeks to clarify the operation of the clause to make clear the applicable minimum engagements for school bus drivers.

Please find attached a draft determination.

Yours sincerely



Wendy Carr
Director of Legal
Transport Workers' Union of Australia

DRAFT DETERMINATION

Fair Work Act 2009
Part 2-3, Div 4 – 4 Yearly reviews of modern awards

Passenger Vehicle Transportation Award 2010
(ODN AM2014/196 & AM2014/197) MA000064

Passenger vehicle transport industry

VICE PRESIDENT HATCHER

SENIOR DEPUTY PRESIDENT HARRISON

SENIOR DEPUTY PRESIDENT HAMBERGER

COMMISSIONER ROE

COMMISSIONER BULL SYDNEY, XX YYY 2016

Review of modern awards to be conducted.

[1] Further to the Decision and Reasons for Decision <<DecisionRef>> in <<FileNo>>, it is determined pursuant to section 156(2)(b)(i) of the *Fair Work Act 2009*, that the *Passenger Vehicle Transportation Award 2010* be varied as follows.

[2] Insert a new subclause 10.5(e) as follows

“A casual employee solely engaged for the purpose of transportation of school children to and from school may be rostered to perform two separate engagements per day with a minimum payment of two hours for each separate engagement.”

[3] The determination shall operate on and from XX YYY 2016.

VICE PRESIDENT