



Schedule of revised draft determinations

Common issue—Annual leave

The decision issued on 23 May 2016 in relation to the annual leave common issue [[\[2016\] FWCFB 3177](#)] finalised the model terms in relation to cashing out annual leave, leave in advance, EFT and annual leave payments and excessive leave for most modern awards.

In accordance with paragraphs [293], [300] and [306] of the decision, draft determinations varying modern awards to insert the various provisions identified in the table below are published for comment. Parties are asked to comment only on the form of the determinations including the plain language revisions, not on whether a particular provision should be inserted into one or more awards.

Written submissions should be sent to amod@fwc.gov.au by 4.00 pm on Friday 3 June 2016.

Attachment 6 to Full Bench decision of 23 May 2016—Awards into which various provisions are to be inserted

Link to draft determination	Award title	Cashing out	Leave in advance	EFT	Excessive leave
MA000115	<i>Aboriginal Community Controlled Health Services Award 2010</i>	✓	✓		✓
MA000018	<i>Aged Care Award 2010</i>	✓	✓		✓
MA000046	<i>Air Pilots Award 2010</i>	✓	✓	✓	Def
MA000047	<i>Aircraft Cabin Crew Award 2010</i>	✓	✓	✓	Def
MA000048	<i>Airline Operations—Ground Staff Award 2010</i>	✓	✓	✓	✓
MA000049	<i>Airport Employees Award 2010</i>	✓	✓	✓	✓
MA000092	<i>Alpine Resorts Award 2010</i>	✓	✓		✓
MA000060	<i>Aluminium Industry Award 2010</i>	✓	✓		✓
MA000098	<i>Ambulance and Patient Transport Industry Award 2010</i>	✓	✓	✓	Conf
MA000080	<i>Amusement, Events and Recreation Award 2010</i>	✓	✓		✓
MA000118	<i>Animal Care and Veterinary Services Award 2010</i>	✓	✓		✓
MA000114	<i>Aquaculture Industry Award 2010</i>	✓	✓	✓	Conf
MA000079	<i>Architects Award 2010</i>	✓	✓		Conf
MA000054	<i>Asphalt Industry Award 2010</i>	✓	✓	✓	Conf
MA000019	<i>Banking, Finance and Insurance Award 2010</i>	✓	✓		✓

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Link to draft determination	Award title	Cashing out	Leave in advance	EFT	Excessive leave
MA000001	<i>Black Coal Mining Industry Award 2010</i>	✓	✓	✓	Conf
MA000078	<i>Book Industry Award 2010</i>	✓	✓		✓
MA000091	<i>Broadcasting and Recorded Entertainment Award 2010</i>	✓	✓	✓	Conf
MA000020	<i>Building and Construction General On-site Award 2010</i>	✓	✓	✓	✓
MA000021	<i>Business Equipment Award 2010</i>	✓	✓		✓
MA000095	<i>Car Parking Award 2010</i>	✓	✓	✓	✓
MA000055	<i>Cement and Lime Award 2010</i>	✓	✓	✓	Conf
MA000070	<i>Cemetery Industry Award 2010</i>	✓	✓		✓
MA000120	<i>Children's Services Award 2010</i>	✓	✓		✓
MA000022	<i>Cleaning Services Award 2010</i>	✓	✓		✓
MA000002	<i>Clerks—Private Sector Award 2010</i>	✓	✓		✓
MA000045	<i>Coal Export Terminals Award 2010</i>	✓	✓	✓	✓
MA000083	<i>Commercial Sales Award 2010</i>	✓	✓		✓
MA000056	<i>Concrete Products Award 2010</i>	✓	✓	✓	✓
MA000023	<i>Contract Call Centre Award 2010</i>	✓	✓	✓	✓
MA000110	<i>Corrections and Detention (Private Sector) Award 2010</i>	✓	✓		✓
MA000024	<i>Cotton Ginning Award 2010</i>	✓	✓		✓
MA000085	<i>Dredging Industry Award 2010</i>	FH	FH		FH
MA000096	<i>Dry Cleaning and Laundry Industry Award 2010</i>	✓	✓		✓
MA000075	<i>Educational Services (Post-Secondary Education) Award 2010</i>	✓	✓		✓
MA000076	<i>Educational Services (Schools) General Staff Award 2010</i>	✓	✓		✓
MA000077	<i>Educational Services (Teachers) Award 2010</i>	FB	FB		FB
MA000088	<i>Electrical Power Industry Award 2010</i>	✓	✓		✓
MA000025	<i>Electrical, Electronic and Communications Contracting Award 2010</i>	✓	✓	✓	✓
MA000003	<i>Fast Food Industry Award 2010</i>	✓	✓		✓
MA000111	<i>Fire Fighting Industry Award 2010</i>	✓	✓		✓
MA000094	<i>Fitness Industry Award 2010</i>	✓	✓		✓
MA000073	<i>Food, Beverage and Tobacco Manufacturing Award 2010</i>	✓	✓	✓	✓
MA000105	<i>Funeral Industry Award 2010</i>	✓	✓		✓
MA000101	<i>Gardening and Landscaping Services Award 2010</i>	✓	✓	✓	Conf
MA000061	<i>Gas Industry Award 2010</i>	✓	✓		Conf
MA000004	<i>General Retail Industry Award 2010</i>	✓	✓		✓

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MA000026	<i>Graphic Arts, Printing and Publishing Award 2010</i>	✓	✓	✓	✓
MA000005	<i>Hair and Beauty Industry Award 2010</i>	✓	✓		✓
MA000027	<i>Health Professionals and Support Services Award 2010</i>	✓	✓		✓
MA000006	<i>Higher Education Industry—Academic Staff—Award 2010</i>	FB	FB		FB
MA000007	<i>Higher Education Industry—General Staff—Award 2010</i>	FB	FB		FB
MA000008	<i>Horse and Greyhound Training Award 2010</i>	✓	✓	✓	Conf
MA000028	<i>Horticulture Award 2010</i>	✓	✓	✓	PV
MA000009	<i>Hospitality Industry (General) Award 2010</i>	✓	✓		PV
MA000064	<i>Hydrocarbons Field Geologists Award 2010</i>	✓	✓		✓
MA000062	<i>Hydrocarbons Industry (Upstream) Award 2010</i>	✓	✓	✓	PV
MA000029	<i>Joinery and Building Trades Award 2010</i>	✓	✓	✓	✓
MA000067	<i>Journalists Published Media Award 2010</i>	✓	✓		✓
MA000099	<i>Labour Market Assistance Industry Award 2010</i>	✓	✓		✓
MA000116	<i>Legal Services Award 2010</i>	✓	✓	✓	✓
MA000081	<i>Live Performance Award 2010</i>	✓	✓	✓	✓
MA000112	<i>Local Government Industry Award 2010</i>	✓	✓		✓
MA000117	<i>Mannequins and Models Award 2010</i>	✓	✓		✓
MA000010	<i>Manufacturing and Associated Industries and Occupations Award 2010</i>	✓	✓	✓	✓
MA000093	<i>Marine Tourism and Charter Vessels Award 2010</i>	✓	✓		✓
MA000050	<i>Marine Towage Award 2010</i>	FH	FH		FH
MA000086	<i>Maritime Offshore Oil and Gas Award 2010</i>	FH	FH		FH
MA000030	<i>Market and Social Research Award 2010</i>	✓	✓	✓	✓
MA000059	<i>Meat Industry Award 2010</i>	✓	✓	✓	✓
MA000031	<i>Medical Practitioners Award 2010</i>	✓	✓		✓
MA000011	<i>Mining Industry Award 2010</i>	✓	✓	✓	PV
MA000104	<i>Miscellaneous Award 2010</i>	✓	✓		✓
MA000032	<i>Mobile Crane Hiring Award 2010</i>	✓	✓		Conf
MA000033	<i>Nursery Award 2010</i>	✓	✓	✓	Conf
MA000034	<i>Nurses Award 2010</i>	✓	✓	✓	Conf
MA000072	<i>Oil Refining and Manufacturing Award 2010</i>	✓	✓	✓	PV
MA000063	<i>Passenger Vehicle Transportation Award 2010</i>	✓	✓		✓
MA000035	<i>Pastoral Award 2010</i>	✓	✓	✓	PV

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Link to draft determination	Award title	Cashing out	Leave in advance	EFT	Excessive leave
MA000097	<i>Pest Control Industry Award 2010</i>	✓	✓	✓	✓
MA000069	<i>Pharmaceutical Industry Award 2010</i>	✓	✓	✓	✓
MA000012	<i>Pharmacy Industry Award 2010</i>	✓	✓		✓
MA000036	<i>Plumbing and Fire Sprinklers Award 2010</i>	✓	✓		✓
MA000051	<i>Port Authorities Award 2010</i>	✓	✓		✓
MA000052	<i>Ports, Harbours and Enclosed Water Vessels Award 2010</i>	FH	FH		FH
MA000074	<i>Poultry Processing Award 2010</i>	✓	✓		✓
MA000057	<i>Premixed Concrete Award 2010</i>	✓	✓	✓	Conf
MA000108	<i>Professional Diving Industry (Industrial) Award 2010</i>	FH	FH	✓	FH
MA000109	<i>Professional Diving Industry (Recreational) Award 2010</i>	✓	✓		✓
MA000065	<i>Professional Employees Award 2010</i>	✓	✓		✓
MA000037	<i>Quarrying Award 2010</i>	✓	✓	✓	Conf
MA000013	<i>Racing Clubs Events Award 2010</i>	✓	✓	✓	Conf
MA000014	<i>Racing Industry Ground Maintenance Award 2010</i>	✓	✓	✓	Conf
MA000015	<i>Rail Industry Award 2010</i>	✓	✓		✓
MA000106	<i>Real Estate Industry Award 2010</i>	✓	✓	✓	✓
MA000058	<i>Registered and Licensed Clubs Award 2010</i>	✓	✓		PV
MA000119	<i>Restaurant Industry Award 2010</i>	✓	✓		PV
MA000039	<i>Road Transport (Long Distance Operations) Award 2010</i>	✓	✓	✓	✓
MA000038	<i>Road Transport and Distribution Award 2010</i>	✓	✓		✓
MA000107	<i>Salt Industry Award 2010</i>	✓	✓	✓	PV
MA000068	<i>Seafood Processing Award 2010</i>	✓	✓	✓	✓
MA000122	<i>Seagoing Industry Award 2010</i>	FH	FH		FH
MA000016	<i>Security Services Industry Award 2010</i>	FH	✓	✓	Conf
MA000040	<i>Silviculture Award 2010</i>	✓	✓	✓	Conf
MA000100	<i>Social, Community, Home Care and Disability Services Industry Award 2010</i>	✓	✓		✓
MA000082	<i>Sporting Organisations Award 2010</i>	✓	✓		Conf
MA000121	<i>State Government Agencies Award 2010</i>	✓	✓		✓
MA000053	<i>Stevedoring Industry Award 2010</i>	✓	✓		✓
MA000084	<i>Storage Services and Wholesale Award 2010</i>	✓	✓	✓	✓
MA000087	<i>Sugar Industry Award 2010</i>	✓	✓		✓
MA000103	<i>Supported Employment Services Award 2010</i>	✓	✓		✓
MA000066	<i>Surveying Award 2010</i>	✓	✓		✓
MA000041	<i>Telecommunications Services Award 2010</i>	✓	✓	✓	✓

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Link to draft determination	Award title	Cashing out	Leave in advance	EFT	Excessive leave
MA000017	<i>Textile, Clothing, Footwear and Associated Industries Award 2010</i>	✓	✓		FH
MA000071	<i>Timber Industry Award 2010</i>	✓	✓	✓	✓
MA000042	<i>Transport (Cash in Transit) Award 2010</i>	✓	✓	✓	✓
MA000102	<i>Travelling Shows Award 2010</i>	✓	✓		✓
MA000089	<i>Vehicle Manufacturing, Repair, Services and Retail Award 2010</i>	✓	✓	✓	✓
MA000043	<i>Waste Management Award 2010</i>	✓	✓		✓
MA000113	<i>Water Industry Award 2010</i>	✓	✓		✓
MA000090	<i>Wine Industry Award 2010</i>	✓	✓		PV
MA000044	<i>Wool Storage, Sampling and Testing Award 2010</i>	✓	✓		✓

FB The annual leave provisions in these awards have been referred to the Full Bench dealing with other substantive issues in [AM2015/6](#) (see Statement of 23 November 2015 [\[2015\] FWCFB 8030](#))

FH A further hearing in respect of these awards will be held on 1 July 2016.

PV Provisional views have been expressed in respect of these awards and interested parties have been provided with an opportunity to comment. If any expressions of interest are received, directions will be issued for the filing of further submissions and evidence. If no expressions of interest are received by **1 June 2016** the awards will be varied to insert the excessive annual leave accruals model term.

Conf: A conference is to be held in respect of these awards (see paragraph [124]) of the decision.

Def: The insertion of the excessive leave model term in these 2 awards will be deferred until the second half of this year, see paragraph [125] of the decision.