

From: Chambers - Hatcher VP
Sent: Friday, 20 April 2018 11:44 AM
To: 'Julia Swift'
Cc: 'Robert Seals'; Michael Wright; michal.roucek@ablawyers.com.au; nigel.ward@ablawyers.com.au
Subject: RE: C2013/6333

Dear Ms Swift,

C2013/6333 - Application by Independent Education Union for an Equal Remuneration Order

I refer to the above matter and your email below.

There is no proper basis disclosed for an extension of time for compliance with the order for production of documents. Accordingly, the extension request is refused.

Pursuant to s 36(2) of the *Acts Interpretation Act 1901*, because the time for compliance specifies a public holiday, the order may be complied with by COB **26 April 2018**.

Kind regards,

Ammy Lewis
Associate to Vice President Hatcher

Fair Work Commission
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From: Julia Swift [<mailto:Julia.Swift@yorkcivil.com.au>]
Sent: Wednesday, 18 April 2018 12:34 PM
To: Chambers - Hatcher VP
Subject: C2013/6333

Dear Associate

We refer to the Order Requiring Production of Documents to the Fair Work Commission dated 25 April 2018 issued to York Civil Pty Ltd made with respect to the above proceedings ("Order").

We have been advised by the Independent Education Union of Australia ("IEU") that it has applied to the Commission to set aside or vary the Order and that its Application has been set down for hearing at 4pm on 24 April 2018.

York Civil had intended to apply to the Commission to set aside or vary the Order but determined not to do so pending the outcome of IEU's Application to avoid unnecessary time and cost in preparing its own application.

We note that the return date for the Order is 25 April 2018 being a public holiday and that therefore in order to comply with the Order York Civil will need to produce the relevant documents by 24 April, prior to the outcome of the IEU's Application being known.

York Civil therefore respectfully requests that the return date for the Order be extended by 2 weeks to permit the IEU's Application to be determined and, if unsuccessful, for York Civil to consider making its own application with respect to setting aside or varying the Order or otherwise to arrange for compliance.

If you require any further information regarding the above please do not hesitate to contact the writer.

Regards

Julia Swift

Corporate Counsel

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