



DRAFT DETERMINATION

Fair Work Act 2009

cl.48 of Schedule 1—Variations to modern awards

Casual terms award review 2021

(AM2021/54)

PASTORAL AWARD 2020

[MA000035]

Agricultural industry

JUSTICE ROSS, PRESIDENT
VICE PRESIDENT HATCHER
VICE PRESIDENT CATANZARITI
DEPUTY PRESIDENT EASTON
COMMISSIONER BISSETT

MELBOURNE, 27 SEPTEMBER 2021

Fair Work Amendment (Supporting Australia's Jobs and Economic Recovery) Act 2021 — casual amendments — review of modern awards—award varied.

A. Pursuant to clause 48 of Schedule 1 to the *Fair Work Act 2009* and the decision issued by the Full Bench on 16 July 2021 [[2021] FWCFB 4144], the above award is varied as follows:

1. By inserting in alphabetical order in clause 2 a definition of ‘casual employee’ as follows:

casual employee has the meaning given by section 15A of the Act.

2. By replacing ‘11.6’ in the first column of the table in clause 7.2 with ‘11.4’.

3. By deleting clause 11.1.

4. By deleting clause 11.2.

5. By deleting clause 11.3(b).

6. By renumbering clauses 11.3(c) and (d) as clauses 11.3(b) and (c).

7. By deleting clause 11.8.

8. By renumbering clauses 11.3 to 11.7 as clauses 11.1 to 11.5.

9. By inserting new clause 11.6 as follows:

11.6 Offers and requests for casual conversion

Offers and requests for conversion from casual employment to full-time or part-time employment are provided for in the NES.

NOTE: Disputes about offers and requests for casual conversion under the NES are to be dealt with under clause 28—Dispute resolution.

10. [Amendments to clause 50.1 (and any consequential amendments) to be inserted]

11. By updating the cross references accordingly.

B. This determination takes effect on 27 September 2021.

PRESIDENT