

## Meeting record

### Subcommittee for consultation about an application for a contractual chain order – MS2024/4

Meeting details and participants				
<b>Date</b>	7 February 2025		<b>Time</b>	1.30pm AEDT
<b>Location</b>	Fair Work Commission 80 William Street EAST SYDNEY NSW 2011		Hearing Room 14.1 Level 14, Terrace Towers * indicates attendance by MS Teams	
<b>Chair</b>	Peter Anderson		RTAG Member	
<b>Facilitators</b>	Commissioner Scott Connolly Commissioner Damian Sloan		Fair Work Commission	
<b>Attendees</b>	Lorraine Biviano	TWU	Director – Legal & Industrial Strategy	
	Glyn Castanelli	National Road Freighters Assoc	President	
	Warren Clark	National Road Transport Assoc	Chief Executive Officer	
	Shaun Kelleher	Ai Group	Workplace Relations Practice Lead (Newcastle & Hunter)	
	Nigel Ward	Business NSW Australian Business Industrial (ABI)	CEO + Director, Australian Business Lawyers & Advisors	
	Julian Arndt	Business NSW ABI	Director, Australian Business Lawyers & Advisors	
	Ashlea Cameron*	ACCI		
	Cameron Dunn*	ARTIO	President, Victorian Branch	
	Paul Kahlert *	ARTIO	Vice President, Queensland Branch	
	James Morley	Toll Group	Group General Manager, Industrial and Employee Relations	
	Alan McKenzie*	McKenzie Water	Director	
	David Wojcik	DEA Logistics		
	Dr Michael Quinlan*	UNSW	Emeritus Professor of Industrial Relations, School of Management and Governance	
	Frank Arcidiaco*	Long haul owner driver		
	Keith Stone	Former independent contractor, NSW Ports	Member of TWU NSW Branch Owner Driver Subcommittee Member of TWU Sydney Sub-branch Executive	

Meeting details and participants			
<b>Apologies</b>	Brent Ferguson	Ai Group	Head of National Workplace Relations Policy
	Jessica Tinsley	ACCI	Consultant
	Robert Rondinelli	Coles Group	Head of Employee Relations
	Michael Knight	Woolworths Group	People Director
	Chris Brooks	Woolworths Group	Director, Primary Connect + and Transport
	Laurie D'Apice	ARTIO	President
<b>Secretariat and meeting support</b>	Ailsa Carruthers*	Fair Work Commission	
	Abhirami Panicker*		

Topic		Lead
<b>Welcome and introductions</b>	<p>The Chair opened the meeting and welcomed participants.</p> <p>The Chair noted apologies and confirmed meeting participants attending in person and online.</p>	Chair
<b>Role of facilitators Guiding Principles for Subcommittees</b>	<p>The Chair noted that Commissioners Connolly and Sloan from the Consultation Expert Panel are facilitating the subcommittee meeting, as provided in the draft Guiding Principles for Subcommittees.</p> <p>The meeting adopted the Guiding Principles for Subcommittees set out at Attachment A to the Road Transport Advisory Group (RTAG) Terms of Reference.</p>	Chair
<b>Without prejudice discussions</b>	<p>The meeting discussed:</p> <ul style="list-style-type: none"> <li>Subcommittee meetings are not electronically recorded.</li> <li>The Secretariat will circulate a draft meeting record, which will be confirmed at the next subcommittee meeting prior to publication on the RTAG page of the Fair Work Commission website.</li> <li>Meeting records will set out topics discussed but will not identify positions taken by particular participants.</li> <li>As Members of the Fair Work Commission, the facilitators are required to conduct themselves in accordance with their duties and obligations under the Fair Work Act 2009. Their role is to facilitate discussions to assist the RTAG in providing advice to the Fair Work Commission.</li> <li>Participants are encouraged to seek a closed-door discussion of confidential and/or sensitive information to advance discussions and ensure all relevant issues are on the table.</li> <li>Consultation is on a 'without prejudice' basis – participants will not be held to positions expressed as part of the subcommittee.</li> <li>This is not the final consultative process – the Fair Work Commission Full Bench or Expert Panel will also consult with interested parties.</li> </ul>	Connolly C

Topic		Lead
<b>Application overview by TWU</b>	The TWU representative gave an overview of the TWU application for a contractual chain order (MS2024/4), including providing background information, rationale and intended coverage of the orders being sought.	Lorraine Biviano, TWU
<b>Response from other participants</b>	Participants discussed the application and provided perspectives on particular issues raised or covered by the proposed terms of the order being sought by the TWU.	Connolly C
<b>Next steps</b>	<p>In preparation for the next subcommittee meeting, participants will consider:</p> <ul style="list-style-type: none"> <li>• Whether consensus may be possible about components of the application.</li> <li>• Whether any refinements to the orders being sought could facilitate consensus.</li> <li>• Whether there are alternative orders or arrangements that may attract consensus.</li> <li>• Which other people or organisations may have an interest in the application and could be invited to join the subcommittee</li> </ul>	Connolly C

**Next meeting:**

**Date:** 21 February 2025

**Time:** 1.30pm AEDT

**Location:** Conference Room 16  
Level 16, Terrace Towers  
Fair Work Commission  
80 William Street  
EAST SYDNEY 2011

Online by MS Teams