



Australian Government



Australian
**Small Business and
Family Enterprise**
Ombudsman

29 March 2017

Justice Ross
President
Fair Work Commission
Level 2 17/21 University Ave
Canberra ACT 2601

By email: amod@fwc.gov.au

Jain
Dear President,

COVERAGE OF ALPINE RESORTS AWARD

We are aware of a claim being filed with the Fair Work Commission by Australian Business Lawyers that seeks to have small businesses in Alpine regions covered by the Alpine Resorts Award 2010 [MA000092].

In our view, small businesses in Alpine regions should be subject to the same award as resorts in their local area. We understand that smaller businesses in these regions are currently subject to restaurant, retail or hospital awards that are less favourable to employers than the Alpine Resorts Award, particularly with respect to requirements to pay weekend penalty rates.

As these businesses are serving the same market and operating in the same environment as nearby resorts, the difference in award conditions represents an unfair competitive advantage in favour of the larger businesses. To achieve an even playing field for small businesses in Alpine regions, we support extension of the Alpine Resorts Award coverage to small businesses in the same local areas.

Should you wish to discuss this submission further, please contact me or James Strachan on 6263 1535 or james.strachan@asbfeo.gov.au.

Yours sincerely,

Kate Carnell AO
Australian Small Business and Family Enterprise Ombudsman

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