

IN THE FAIR WORK COMMISSION

Matter No.: AM2014/223

Re Application by: "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU)



Submissions of the "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU)

4 Yearly Review of Modern Awards

COVER SHEET

About the Australian Manufacturing Workers' Union

The Australian Manufacturing Workers' Union (AMWU) is registered as the "Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union". The AMWU represents members working across major sectors of the Australian economy, including in the manufacturing sectors of vehicle building and parts supply, engineering, printing and paper products and food manufacture. Our members are engaged in maintenance services work across all industry sectors. We cover many employees throughout the resources sector, mining, aviation, aerospace and building and construction industries. We also cover members in the technical and supervisory occupations across diverse industries including food technology and construction. The AMWU has members at all skills and classifications from entry level to Professionals holding degrees.

The AMWU's purpose is to improve member's entitlements and conditions at work, including supporting wage increases, reasonable and social hours of work and protecting minimum award standards. In its history the union has campaigned for many employee entitlements that are now a feature of Australian workplaces, including occupational health and safety protections, annual leave, long service leave, paid public holidays, parental leave, penalty and overtime rates and loadings, and superannuation.

Lodged by: Abha Devasia

Telephone: +61 2 8868 1500

AMWU National Research Centre

Address for Service: Level 3, 133 Parramatta Rd, Granville NSW 2142

Fax: +61 2 9897 9275

Email: abha.devasia@amwu.org.au

Introduction

1. The Australian Manufacturing Workers' Union (AMWU) makes the following Submissions to the Fair Work Commission in response to the directions in the Decision of the Full Bench 30 October 2017 [2017] FWCFB 5536¹.
2. These submissions relate to the *AM 2014/247 Sugar Award 2010*.
3. The AMWU generally supports the submissions of the AWU to date in this matter.

Item 23 Hours of Work

4. The AMWU notes that the Clause 11.3 of the Exposure Draft refers to the alteration of the spread of ordinary hours of work by day workers by one hour at "either end of the spread".
5. This is one of a group of Awards containing similar ambiguous phraseology in relation to the alteration of the spread of hours. This Award should be considered at the conclusion of the Award stage of the Review in accordance with the decision of the Full Bench [2015] FWCFB 7236 at [159].²

Item 11 Facilitative Provisions

6. In our submission of 16 July 2016 we stated that the facilitative provisions were agreed between the parties. We note that the parties at this stage have been unable to confirm a written record of the provisions consented to. This is largely due to the change in the officers with carriage of the matters since July 2016.
7. We propose that the list of facilitative provisions be revisited to confirm what the respective positions of the parties are.

Item 42 Tool Allowance

8. The AMWU confirms that it will pursue a claim to insert a tools allowance for the apprentices in the Award.

Item 21 Overtime and Penalty rates

9. The AMWU supports the submissions of the AWU to date.

END

28 November 2017

¹ [2017] FWCFB 5536

² <https://www.fwc.gov.au/documents/decisionssigned/html/2015fwcfb7236.htm>