

*Fair Work Act 2009*

FAIR WORK COMMISSION

**IN THE MATTER OF: 4 yearly review of modern Awards**

**AM2014/256 – Amusement, Events and Recreation Award 2010**

Submissions of the Australian Entertainment Industry Association (trading as Live Performance Australia) on the Exposure Draft Award.

18 April 2019

**Live Performance Australia**

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1. This Submission is filed in accordance with the Statement of the President issued on 4 April 2019<sup>1</sup>. Live Performance Australia (LPA) has an interest in the *Amusement, Events and Recreation Award 2010*<sup>2</sup> (the Award) and this submission is on the technical and drafting issues related to the exposure draft of the Award, published on 22 March 2019.
2. LPA has reviewed the Exposure Draft and provides the following submission:
3. **Schedule C – Summary of hourly rates of Pay – Exhibition employees**

LPA confirms that exhibition employees are employed at Grades 2, 4 or 5 only.

LPA disagrees with the Ordinary hourly rates provided in Table C.2.

It is noted that paragraph C.1.1 states that the ordinary hourly rate is the minimum hourly rate plus the all-purpose allowances found in clause 17.2(a) of the Award.

Paragraph C.1.2 states that the rates are based on the minimum hourly rate in clause 16.1. However, weekly exhibition employees are entitled to the all-purpose allowance prescribed in clause 17.2(a), and therefore the rates should be expressed as “ordinary hourly rates” not minimum hourly rates.

The hourly rates should therefore be recalculated to reflect the ordinary hourly rate.

MAY IT PLEASE THE COMMISSION



**David Hamilton**  
Director, Workplace Relations

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<sup>1</sup> [2019] FWC 2271

<sup>2</sup> MA000080