



# REPORT TO THE FULL BENCH

*Fair Work Act 2009*

s.156 - 4 yearly review of modern awards

## 4 yearly review of modern awards

(AM2014/263)

### CHILDREN'S SERVICES AWARD 2010 [MA000120]

COMMISSIONER CIRKOVIC

MELBOURNE 27 JULY 2017

*4 yearly review of modern award – Children's Services Award 2010*

[1] On Tuesday 7 February 2017, Monday 27 March 2017 and Monday 1 May 2017 conferences were held to discuss the [Summary of Submissions – Technical and Drafting](#) (the summary) in relation to the review of the *Children's Services Award 2010*.

[2] The following items in the summary were discussed at the conferences:

- Item 1: Agreed, as per BusSA proposal.
- Item 2: Agreed, as per United Voice's proposal.
- Items 3 & 4: Agreed, as per United Voice's proposal.
- Item 5: Resolved, by updated ED (Exposure Draft) of 6 January 2017.
- Item 6: Submission no longer pressed by United Voice as it has been dealt with in a decision of the Commission.
- Item 7: Moved to substantive issues.
- Item 8: Resolved, by updated ED of 6 January 2017.
- Item 9: Parties agree this item should be dealt with on the papers.
- Item 10: BusSA and AFEI no longer press their submissions. Item withdrawn.
- Item 10A: Moved to substantive issues.
- Item 11: BusSA no longer press its submission. Item withdrawn.
- Item 12: DECD SA no longer press its submission.
- Item 13: Typographical error resolved, by updated ED of 6 January 2017.
- Item 14: BusSA withdraws its proposal.
- Item 15: DECD SA no longer press its submission. Item withdrawn.
- Item 16: Withdrawn by DECD SA.
- Items 17, 17A & 17B: Agreed. AMOD has outlined the Award Stage Full Benches have issued a number of Decisions in the Review concerning the use of the term minimum hourly rate and ordinary hourly rate.<sup>1</sup> The current wording in the exposure draft is consistent with those Full Bench decisions. The concerns of Ai Group and United Voice have been noted.
- Item 18: Item withdrawn by ABI&NSWBC in correspondence on 27 March 2017.

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<sup>1</sup> See [\[2014\] FWCFCB 9412](#), [\[2015\] FWCFCB 4658](#), [\[2015\] FWCFCB 6656](#) and [\[2015\] FWCFCB 7236](#)

[3] On 1 May 2017, the Commission received an email from DECD SA to say that it no longer wishes to press its submissions and has withdrawn from further participation in the matter.

COMMISSIONER