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Sent: Sunday, 17 September 2017 8:04 AM
To: AMOD
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Subject: RE: AM2014/281 Professional Employees Award 2010 [SEC=UNCLASSIFIED]

Dear Fair Work Commission

With refer to the email below. The position of the Australian Industry Group on these issues is as follows.

Item 22

This has been a contentious item during the 4 Yearly Review of this Award. Ai Group made a significant concession on this item, as part of a package of concessions on the final outstanding items, in the interests of resolving this matter.

The Professional Employees Award and the relevant predecessor pre-modern awards have never included overtime provisions, and we strongly oppose the inclusion of any such provisions. The Award covers professional employees who are typically paid an annual salary.

Accordingly, the wording agreed between the parties should not be disturbed.

Item 29 and 30

With regard to clause 17.2(a), the words "*year preceding the year in which the date of the accrual of the annual leave falls*", is a reference to the year prior to the full accrual of the annual leave entitlement (i.e. the accrual of 4 weeks' annual leave, or 5 weeks' for a seven day shift worker who is regularly rostered to work on Sundays and public holidays).

A largely similar clause has been in the award and the predecessor pre-modern awards for many decades and the clause has not caused difficulties in practice.

Accordingly, the wording agreed between the parties should not be disturbed.

Yours sincerely

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