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Australian Federation of
Employers & Industries

Australian Federation of Employers and Industries (AFEI)
Submission in Response to request of the Fair Work Commission at
Hearing on 6 December 2016

Surveying Award 2010—Exposure Draft Summary Submissions
Matter No: AM2014/287:

14 December 2016

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SUBMISSIONS IN RESPONSE TO REQUEST OF FAIR WORK COMMISSION AT HEARING ON 6 DECEMBER 2016

1. The Australian Federation of Employers and Industries (**AFEI**) makes the following submission in relation to the *Surveying Award 2010 (the current award)* and the *Surveying Award 2016 Exposure Draft (the Exposure Draft)* as part of the 4 Yearly Review of modern awards by the Fair Work Commission (**the Commission**).
2. We refer to the Hearing on 6 December 2016 concerning the drafting and technical issues associated with exposure drafts. By request of President Ross, AFEI makes the following submission on each of the items in the summary of submissions on technical and drafting issues in the Exposure Draft (published 30 November 2015).

Submissions by the Australian Manufacturing Workers' Union (**AMWU**)

3. AFEI opposes the AMWU's submission at Item 3 and does not agree that the Commission has expressed an intention to remove a list of award provisions that do not apply to casual employees from exposure drafts. Recently published exposure drafts have continued to retain the wording of the corresponding award.
4. AFEI agrees with the AMWU's submissions at Items 1 and 4.
5. AFEI does not oppose the AMWU's submissions at Items 2 or 9.

Submissions by the Association of Professional Engineers, Scientists and Managers,
Australia (APESMA)

6. AFEI opposes APESMA's submission at Item 5. The current award allows for the averaging of weekly ordinary hours over a period. Removing the capacity to average weekly hours would be a substantive change to the current award.
 7. AFEI does not oppose the view expressed by APESMA at Item 6 responding to the Commission's question concerning breaks. AFEI does not consider any amendment to the Exposure Draft is necessary.
 8. AFEI does not oppose APESMA's submission at Item 7.
 9. AFEI agrees with APESMA's submissions at Items 10 and 11.
 10. The existing clause referred to at Item 8 no longer exists in the current award as a result of the insertion of the Commission's model time off in lieu of payment for overtime term.
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