

FAIR WORK COMMISSION

Four yearly review of modern awards – Annual leave

AM2014/47

Outline of position - Coal Mining Industry Employer Group in relation to the Black Coal Mining Industry Award 2010

Introduction

1. This outline of position is made for the Coal Mining Industry Employer Group (**CMIEG**) in accordance with the Statement and Directions of the Full Bench issued on 8 July 2016 ([2016] FWCFB 4525).
2. As noted by the Full Bench (at [10]), the CMIEG has previously confirmed its intention to oppose the adoption of the excessive annual leave model term and has already provided submissions and materials to the Commission in support of that position.
3. The CMIEG confirms that its position is as follows:
 - (a) The adoption of the model term on excessive annual leave (clause 25.13, as set out in the Draft Determination published by the Commission on 30 September 2015) into the Black Coal Mining Industry Award 2010 (**BCMI Award**) is opposed.
 - (b) The current clauses 25.4 and 25.10 adequately deal with the matter of excessive annual leave and should be retained in the BCMI Award.
 - (c) The CMIEG has previously filed submissions and materials on [26 October 2015](#), [21 December 2015](#) and [8 February 2016](#) concerning the model term on excessive annual leave. The CMIEG refers to and relies upon those submissions and materials.

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