

From: Chambers - Hatcher VP <Chambers.Hatcher.VP@fwc.gov.au>
Sent: Tuesday, 8 September 2020 1:00 PM
To: Renee Gray [REDACTED]
Subject: RE: Professional Diving Industry Award (Determination) [SEC=UNCLASSIFIED]

Dear Ms Gray

I refer to the submissions [below](#) filed in response to the Full Bench's decision of 28 May 2020.

The Vice President has considered the submissions.

In relation to the definition of overtime in clause 30.1, it is noted that the definition extracted in the submission below is the *current definition* in the 2020 award. Interested parties were directed to file a response to the draft determination annexed to the decision, which proposes an amendment to the definition of overtime in clause 30.1(a) of the 2020 award.

The Vice President notes that the Indianic Group's submission in regards to hours of employment appears to be consistent with the proposed amendment to clause 30.1(a) in the draft determination.

A copy of the decision and draft determination issued on 28 May 2020 can be accessed [here](#).

Further, the remaining issues canvassed below were not addressed in the Full Bench's decision of 28 May 2020. If these issues are to be considered, an application pursuant to s 158 of the Fair Work Act can be filed in the Commission.

Kind Regards,

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Associate to Vice President Hatcher

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