

From: Chambers - Hatcher VP
Sent: Thursday, 17 August 2017 4:01 PM
To: 'David Bliss'
Cc: Katie Biddlestone; 'julia@sda.org.au'
Subject: RE: Submissions in Response to Draft Determinations - Matters AM2014/196 AND AM2014/197

Dear Mr Bliss,

Re: AM2014/196 AND AM2014/197 Part time and Casual Employment

I refer to your email below.

The Commission grants your request to submit submissions in reply by **5.00pm Monday 21 August 2017**.

Kind regards,

Helen Hamberger
Associate to Vice President Hatcher

Fair Work Commission
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From: David Bliss [<mailto:david@sdan.org.au>]
Sent: Monday, 14 August 2017 2:51 PM
To: Chambers - Hatcher VP
Cc: Katie Biddlestone; 'julia@sda.org.au'
Subject: Submissions in Response to Draft Determinations - Matters AM2014/196 AND AM2014/197

Dear Associate,

Thank you for returning my call this afternoon.

We write to you, as requested, to seek further direction on the Bench's preferred approach to submissions in response to the above matters.

We note that on 19 July the SDAEA filed Draft Determinations to vary the General Retail Industry Award 2010, the Fast Food Industry Award 2010 and the Hair and Beauty Industry Award 2010. These Draft Determinations were filed consistent with Direction 10 at paragraph [902] of the Decision [2017] FWCFB 3541.

On or after 2 August 2017 a number of employer associations representing members with an interest in these Awards have filed submission in reply. These submissions were filed consistent with Direction 11 at paragraph [902] of the Decision [2017] FWCFB 3541.

The SDAEA notes that the Directions [paragraph 902] do not appear to allow further opportunity for the Union to make written submissions in response unless we seek “a further hearing at a date to be advised if any party requests the opportunity to advance any oral submissions in addition to written submissions in relation to the above matters, and to hear any evidence that any party wishes to adduce” [paragraph 903].

The SDAEA does not seek to adduce further evidence. However, it does seek the opportunity to respond to the various employer submissions, noting that the issues which remain in contest are largely if not completely technical matters and, as such, we do not think it is necessarily an efficient use of the Commission’s time to seek further oral hearings in respect of these matters.

We would, however, respectfully seek the opportunity to make further written submissions in response.

The SDAEA therefore respectfully seek a further Direction giving the SDAEA liberty to file submissions in response to the matters raised in the employer association submissions in reply. We would propose that such submissions be filed by no later than 5pm, 21 August 2017.

Thank you for your assistance in regards to this correspondence and request.

Kind regards,

David Bliss
Assistant Secretary



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