

From: Chambers - Hatcher VP

Sent: Monday, 22 October 2018 2:23 PM

To: 'rebecca@masterbuilders.com.au'; 'Vasuki.Paul@aigroup.com.au';
'michael.nguyen@amwu.org.au'; stephen.crawford@nat.awu.net.au; 'm.adler@hia.com.au';
'Louise.Hogg@ablawyers.com.au'; 'smaxwell@cfmeu.org'; 'Shaun.Schmitke@masterbuilders.com.au';
'Ashvini@etuaustralia.org.au'; 'chrismelham@civilcontractors.com'

Subject: Re: AM2016/23 - 4 Yearly Review of Modern Awards - Construction Awards

Dear Parties,

Re: AM2016/23 - 4 Yearly Review of Modern Awards - Construction Awards

I refer to the above matter and the attached correspondence received from the AWU, the Ai Group and Master Builders.

Could the parties please advise what their view is to having a further conference. Should the parties be minded to have a further conference, Deputy President Gostencnik will be available to conduct the conference on 1 November 2018 in Sydney.

Kind regards,

Ammy Lewis

Associate to Vice President Hatcher

Fair Work Commission

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chambers.hatcher.vp@fwc.gov.au

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From: Chambers - Hatcher VP
Sent: Monday, 22 October 2018 2:28 PM
To: 'Vasuki Paul'
Cc: Michael Nguyen; Stephen Crawford; Rebecca Sostarko (rebecca@masterbuilders.com.au); Melissa Adler (m.adler@hia.com.au); Louise.Hogg@ablawyers.com.au; Stuart Maxwell; Shaun Schmitke; Ashvini@etuaustralia.org.au
Subject: RE: AM2016/23 – 4 yearly review of modern awards –Construction Awards

Dear Ms Paul,

I refer to your email below and confirm that the Vice President grants your extension of time request. The Ai Group's submissions are now due at **5.00pm on 5 November 2018.**

Kind regards,

Ammy Lewis

Associate to Vice President Hatcher

From: Vasuki Paul [mailto:Vasuki.Paul@aigroup.com.au]
Sent: Friday, 19 October 2018 4:22 PM
To: Chambers - Hatcher VP
Cc: Michael Nguyen; Stephen Crawford; Rebecca Sostarko (rebecca@masterbuilders.com.au); Melissa Adler (m.adler@hia.com.au); Louise.Hogg@ablawyers.com.au; Stuart Maxwell; Shaun Schmitke; Ashvini@etuaustralia.org.au
Subject: AM2016/23 – 4 yearly review of modern awards –Construction Awards

Dear Associate to Vice President Hatcher,

I refer to the Full Bench Decision in 4 yearly review of modern awards – Construction Awards [2018] FWCFB 6019.

I respectfully request an extension of time in order to file our submission. I note the date granted to the CFMMEU and the AMWU and would seek the extension to 5 November 2018.

Mr Crawford in his recent email has proposed a conference to be convened prior to the 5th November. We suggest, instead, an opportunity for the parties to have the right to file reply submissions by the 26th November 2018. This would enable the parties to address issues raised in submissions. This may avoid the necessity of having a conference to be convened and would not preclude the parties organising an appropriate time to have discussions themselves.

If there any questions, please do not hesitate to contact me.

Yours sincerely



Vasuki Paul
National Manager – Construction
Utilities and Mining

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E: vasuki.paul@aigroup.com.au

From: Rebecca Sostarko [mailto:rebecca@masterbuilders.com.au]
Sent: Monday, 22 October 2018 9:39 AM
To: Chambers - Hatcher VP
Cc: Michael Nguyen; Stephen Crawford; Melissa Adler (m.adler@hia.com.au); Louise.Hogg@ablawyers.com.au; Stuart Maxwell; Shaun Schmitke; Ashvini@etuaustralia.org.au; Vasuki Paul; chrismelham@civilcontractors.com
Subject: RE: AM2016/23 – 4 yearly review of modern awards –Construction Awards

Dear Associate,

We refer to AIG's email correspondence below and support the proposed next steps for this matter as contained therein.

Kind regards,

Rebecca Sostarko

Senior Adviser – Safety, Contracts, Workplace Relations



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From: S Crawford <stephen.crawford@nat.awu.net.au>
Date: Wednesday, 17 October 2018 at 6:32 pm
To: Chambers - Hatcher VP <Chambers.Hatcher.VP@fwc.gov.au>
Cc: Chambers - Gostencnik DP <Chambers.Gostencnik.DP@fwc.gov.au>, "chambers.hamilton.dp@fwc.gov.au" <chambers.hamilton.dp@fwc.gov.au>, "chambers.gregory.c@fwc.gov.au" <chambers.gregory.c@fwc.gov.au>, "chambers.harper-greenwell.c@fwc.gov.au" <chambers.harper-greenwell.c@fwc.gov.au>, Stuart Maxwell <smaxwell@cfmeu.org>, Michael Nguyen <michael.nguyen@amwu.org.au>, Ashvini Ambihaipahar <Ashvini@etuaustralia.org.au>, "Adler, Melissa" <m.adler@hia.com.au>, Vasuki Paul <Vasuki.Paul@aigroup.com.au>, Shaun Schmitke <shaun.schmitke@masterbuilders.com.au>, Rebecca Sostarko <rebecca@masterbuilders.com.au>, Chris Melham <chrismelham@civilcontractors.com>
Subject: AM2016/23 Review of On-site Award - request for conference and extension

Dear Associate,

We write in relation to the Full Bench Decision in *4 yearly review of modern awards – Construction Awards* [2018] FWCFB 6019 (“**Decision**”).

Firstly, the Decision at paragraph [372] provides interested parties with an opportunity to request a further conference or hearing in relation to the Full Bench’s provisional views about the consolidation of various allowances in the *Building and Construction General On-site Award 2010* (“**On-site Award**”). In response to this paragraph, we hereby request, on behalf of all the affected unions (AWU, CFMMEU, AMWU and CEPU), a further conference to discuss the Full Bench’s provisional views. The affected unions are still considering their position regarding a further hearing.

Secondly, the affected unions are currently intending to file a joint submission responding to the Full Bench’s provisional views on the consolidation of allowances. Given extensions have already been granted to the CFMMEU and AMWU to file submissions by 5 November 2018, we respectfully request an extension to this same date for the AWU and CEPU to file all submissions in response to the Decision.

Finally, given Mr Maxwell from the CFMMEU is currently on leave and is returning to work on 29 October 2018, we request that any conference convened to discuss the consolidation of allowances be scheduled on or after 29 October 2018. In addition, given we are proposing a due date for the combined union submission on allowances of 5 November 2018, it would be greatly appreciated if a conference could be convened prior to that date - i.e. in the week commencing 29 October 2018.

We thank the Commission for considering these requests. Please contact the undersigned if you require any additional information.

Regards,

STEPHEN CRAWFORD

SENIOR NATIONAL LEGAL OFFICER

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