



# DRAFT DETERMINATION

*Fair Work Act 2009*

s.156 - 4 yearly review of modern awards

## **4 yearly review of modern awards**

(AM2016/32)

## **ROAD TRANSPORT AND DISTRIBUTION AWARD**

[MA000038]

Road transport industry

SENIOR DEPUTY PRESIDENT HAMBERGER

DEPUTY PRESIDENT SAMS

COMMISSIONER LEE

SYDNEY, XX MONTH 2018

*4 yearly review of modern awards – Road Transport and Distribution Award – substantive issues.*

A. Further to the decisions issued on 6 July 2017 [[\[2017\] FWCFB 1913](#)] and 31 May 2018 [[\[2018\] FWCFB 3133](#)], the above award is varied as follows:

1. By inserting the following clause (j) in the definition of **road transport and distribution industry** in clause 3.1

- (j) the distribution and/or relocation by road of new or used vehicles as described in the classifications within this award where the vehicle itself is required to be driven from one location to another for the purposes of delivery and/or relocation of the vehicle

2. By inserting the following note after the table appearing in clause 15.2:

NOTE: Minimum wages for employees engaged in vehicle relocation and/or distribution as defined in clause 3.1(j) are affected by transitional provisions contained in clause 15.6.

3. By inserting clause 15.6 as follows:

### **15.6 Transitional provisions—vehicle distribution and/or relocation**

The minimum wages for employees engaged in the distribution and/or relocation of vehicles as defined in clause 3.1(j) will be as follows:

**(a) From XX Month 2018 to XX Month 2019**

The National Minimum Wage plus one-third of the difference between the National Minimum Wage and the applicable minimum wage rate in clause 15.2.

**(b) From XX Month 2019 to XX Month 2020**

The National Minimum Wage plus two-thirds of the difference between the National Minimum Wage and the applicable minimum wage rate in clause 15.2.

**(c) From XX Month 2020 onwards**

The applicable minimum wage rate in clause 15.2.

B. This determination comes into operation from XX MONTH 2018. In accordance with s.165(3) of the *Fair Work Act 2009*, this determination does not take effect until the start of the first full pay period that starts on or after XX MONTH 2018.

SENIOR DEPUTY PRESIDENT