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22 February 2017

VIA E-MAIL

Associate to the Hon. Justice Ross AO, President
Fair Work Commission
11 Exhibition Street
Melbourne VIC 3000
chambers.ross.j@fwc.gov.au

Dear Associate

AM2016/33: Review of the Graphic Arts, Printing and Publishing Award 2010

We act for Fairfax Media Ltd and its subsidiaries, which have an interest in the review of the *Graphic Arts, Printing and Publishing Award 2010* (**Graphic Arts Award**).

As set out in the Full Bench decision in *Re 4 Yearly Review of Modern Awards—Group 2* [2016] FWCFB 7254 (the **October Decision**) at [95], there are four outstanding substantive issues (the **Substantive Issues**) in relation to the current review of the Graphic Arts Award. The Substantive Issues relate to:

1. training allowances;
2. competencies;
3. payment of wages on termination; and
4. the coverage and terms applicable to metropolitan daily newspapers.

Our clients' interest in the review of the Graphic Arts Award is in relation to the fourth Substantive Issue, as a number of them publish metropolitan daily newspapers. They may therefore be affected by any variation to the way that the Graphic Arts Awards treats employees working on such publications, which the Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union (**AMWU**) has indicated on a number of occasions that it intends to seek. Accordingly, our clients may seek to lead evidence and/or make submissions in relation to any proposed variations.

From paragraph [96] of the October Decision, our clients had understood that the four above Substantive Issues would be referred to the same separately constituted Full Bench for consideration. However, following correspondence between Mr Osman Basiacik of the AMWU and Deputy President Gostencnik's chambers on 21 February 2017, we now understand that the fourth Substantive Issue has not been referred to the Full Bench dealing with the second and third Substantive Issues in matter AM2016/33.

Our clients therefore respectfully request that the Commission clarify how the fourth Substantive Issue (that is, the coverage of metropolitan daily newspapers) will be dealt with in the current review.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Darren Perry', with a stylized flourish at the end.

Darren Perry
Partner

SEYFARTH SHAW AUSTRALIA

CC: amod@fwc.gov.au