



DRAFT REPORT

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards

(AM2017/49)

FAST FOOD INDUSTRY AWARD 2010

[MA000003]

COMMISSIONER LEE

MELBOURNE, 9 FEBRUARY 2017

4 yearly review of modern awards – Fast Food Industry Award 2010.

[1] On 8 February 2018 a further conference was held to discuss the Summary of Proposed Substantive Variations (the summary) and a new claim (detailed below) in relation to the review of the *Fast Food Industry Award 2010*. The transcript of the conference proceedings will be made available to parties.

[2] The following items were discussed at the conference:

- Item S9A: This item initially involved a claim from the Australian Industry Group (Ai Group) for the removal of the laundry allowance. However, Ai Group are now not pursuing that claim and are instead seeking a reduction in the allowance and a change in its application. This item is not resolved and Ai Group advised that they are pursuing their amended claim (draft variation attached to Ai Group's correspondence dated 16 January 2018). Parties are to file materials associated with this claim consistent with the [Amended Directions](#) issued by President Justice Ross on 11 January 2018.

- Item S12: It was confirmed that this item was agreed at the conference on 1 December 2017. However, it was noted that the FWC is yet to update the exposure draft.

Item S16: Ai Group press insertion of a facilitative provision into clause 25.5 of the Award. The Shop, Distributive and Allied Employees Association (SDA) press their jurisdictional objection. Parties agreed to a timetable for filing further written submissions in relation to the jurisdictional objection. See [Directions](#) issued by the Full Bench 8 February 2018.

- Item S20: It was confirmed that this item was agreed at the conference on 1 December 2017. However, it was noted that the FWC is yet to update the exposure draft.

- New claim: Ai Group's claim relates to the deletion of the current part-time clause (see clause 12 of the Award) and the insertion of a new flexible part-time provision.

[3] I note that in relation to all agreed variations the Full Bench will ultimately consider if it supports approval of same.

[4] The matter will be listed for private conference at **9.00am Monday, 19 February 2018** in Melbourne in order to discuss the new claim of Ai Group for the insertion of a new flexible part-time provision replacing the current part-time clause (clause 12).

COMMISSIONER

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