

BEFORE THE FAIR WORK COMMISSION

Fair Work Act 2009 (Cth)

Title of matter: 4 yearly review of modern awards – *Social, Community, Home Care and Disability Services Industry Award 2010* – Substantive Issues

Matter Number: AM2018/26

Section: s.156

Document: Submission in relation to comments in respect to a draft survey

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Background

On 8 May 2019, the Full Bench of the Commission in matter AM2018/26 held a conference Statement concerning a draft survey that had been distributed to parties in the matter on 17 April 2019, and comments that had been filed in the Commission in relation to the draft survey. The Commission published a revised draft survey, and invited further comment.

Question 5.2

At paragraph [8] of the 8 May 2019 Statement,¹ the Full Bench agrees with AFEI's submission that Question 5.2 (which was previously 5.1) should be reframed to read 'did any of your casual employees work in excess of 38 hours per week or 76 hours per fortnight?', it appears this amendment has not been made to the revised survey.

Group of survey participants

During the conference on 8 May 2019 the possibility of an employer group inviting organisations, additional to its membership, to participate in the survey, was discussed. It was noted that such an exercise should not result in double-dip, as the organisation would be identifying itself to the Commission. We understand this was not opposed by the Commission. AFEI also has contacts with organisations additional to its membership, and would be prepared to invite such organisations to also participate in the survey.

Time frame for sending out the survey

AFEI requests that a short period of time be allocated for employer groups to finalise its internal arrangements for sending out the survey, prior to the reply period commencing.

Contact person

The Commission has requested a contact person from AFEI for the purpose of administering the survey. Please contact Nicola Shaw at nicola.shaw@afei.org.au for the purpose of the survey.

¹ [2019] FWCFB 3151