

### SUMMARY OF SUBMISSIONS – TECHNICAL AND DRAFTING

This table is a summary of submissions on technical and drafting issues lodged for this award on or before 5.00pm on 22 February 2017.

ITEM	PARTY	DOCUMENT	CLAUSE (exposure draft)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
1	AFEI	<a href="#">Sub-18/01/17</a>	4.2	<b>Coverage</b> Definition duplicated. Delete from cl 4.2.	Para 37	
	AWU	<a href="#">ReplySub-22/02/17</a>		Agree with AFEI.	Para 4	
2	AWU	<a href="#">Sub-20/01/17</a>	17.3(c)(iv)	<b>Meal allowance—country work</b> <i>In response to question raised by Commission</i> \$8.45 payable for meals associated with any travel provided employee is performing ‘country work’. If the travel is between country work locations, the \$8.45 is paid in addition to the \$90.44 in sub (i).	Para 3	
3	AFEI	<a href="#">Sub-18/01/17</a>	17.4(c)	<b>Safety clothing and equipment</b> Retain current award cl.15.8(c) wording.	Para 38	
	AWU	<a href="#">ReplySub-22/02/17</a>		Agrees with AFEI’s reasoning. Suggests draft wording for clause.	Paras 5-6	
4	AWU	<a href="#">Sub-20/01/17</a>	21	<b>Shiftwork</b> <i>In response to question raised by the FWO</i> Depends on the ongoing engagement of employee on afternoon or night shift. Requires further terms defining shiftwork.	Paras 4-5	In <a href="#">Correspondence-02/03/15</a> , FWO raised it may be unclear under what circumstances an employee should be considered a shiftworker, as the term is undefined.
	AFEI	<a href="#">ReplySub-22/02/17</a>		Penalties apply to shift work, distinct from day work extending beyond day work span of hours.	Para 51	

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5	AFEI	<a href="#">Sub-18/01/17</a>	22.3	<b>Annual leave—Payment and loading</b> <i>In response to question raised by Commission</i> The loading is 17.5% of the minimum rate + industry and first aid allowance. Submits these allowances are not all-purpose.	Para 39	
	AWU	<a href="#">Sub-20/01/17</a>		There is no industry allowance. Submits ‘industry’ at 22.3(b) should be ‘leading hand’. Loading is calculated at 17.5% of the minimum rate + leading hand allowance + first aid allowance. If employee is a shiftworker receives higher of 17.5% and shiftwork %.	Paras 6.1-6.2	
	AWU	<a href="#">ReplySub-22/02/17</a>		Notes AFEI and AWU appear to agree on calculation under 22.3(b).	Para 7	
	AFEI	<a href="#">ReplySub-22/02/17</a>		Agrees with AWU - no industry allowance. Does not support AWU’s submission that leading hand allowance is all-purpose. Opposed to AWU’s proposed method of calculating annual leave loading.	Para 52	
6	AWU	<a href="#">Sub-20/01/17</a>	Sch D.3	<b>NTW—Coverage</b> <i>In response to question raised by Commission</i> Not aware of any other training program to be covered.	Para 7	

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7	AWU	<a href="#">Sub-20/01/17</a>	Sch D.7	<b>Allocation of Traineeships to Wage Levels</b> <i>In response to question raised by Commission</i> Complete and up-to-date.	Para 8	

**List of abbreviations (in alphabetical order)**

AFEI                    Australian Federation of Employers and Industries  
AWU                    The Australian Workers' Union