

From: AMOD <AMOD@fwc.gov.au>
Sent: Friday, 20 November 2020 9:50 AM
To: Ilijana Radonic <IRadonic@mauriceblackburn.com.au>
Cc: Alex Grayson <AGrayson@mauriceblackburn.com.au>; Penny Parker <PParker@mauriceblackburn.com.au>; Natasha Prasad <NPrasad@mauriceblackburn.com.au>; AMOD <AMOD@fwc.gov.au>; Chambers - Ross J <Chambers.Ross.j@fwc.gov.au>
Subject: RE: AM2020/99 – Form F1 – Application (no specific form provided) [MBC-VIC.FID5239939]

OFFICIAL

Good morning Ms Radonic,

The Commission has reviewed your application for Service provided on form F1.

The Commission has brought the application to the attention of interested parties attention by:

- posting the application and amended application and notice of listing on the [Commission's website](#)
- emailing notifications to subscribers to the award and
- emailing interested parties directly.

The order sought by the Applicants at para 2.1 of their form F1 will not be made.

Kind regards,

Helen Coulson

Senior Research Officer, Modern Awards, Economics and Research Section

Fair Work Commission

amod@fwc.gov.au

11 Exhibition Street, Melbourne Victoria 3000

www.fwc.gov.au

The Fair Work Commission acknowledges that our business is conducted on the traditional lands of Aboriginal and Torres Strait Islander peoples. We acknowledge their continuing connection to country and pay our respects to their Elders past present and emerging.



From: Ilijana Radonic <IRadonic@mauriceblackburn.com.au>
Sent: Wednesday, 18 November 2020 4:40 PM
To: AMOD <AMOD@fwc.gov.au>; Sydney Registry <Sydney@fwc.gov.au>
Cc: Alex Grayson <AGrayson@mauriceblackburn.com.au>; Penny Parker <PParker@mauriceblackburn.com.au>; Natasha Prasad <NPrasad@mauriceblackburn.com.au>
Subject: AM2020/99 – Form F1 – Application (no specific form provided) [MBC-VIC.FID5239939]

Dear Registry,

AM2020/99 – Form F1 – Application

We refer to the above matter and confirm we act for the Applicants in these proceedings.

Please find **attached**, by way of filing, Form F1 – Application regarding service.

Please do not hesitate to contact us if you have any questions.

Kind regards,

Ilijana Radonic | Senior Legal Assistant

E: IRadonic@mauriceblackburn.com.au | T: (02) 8267 0948 | F: (02) 9261 3318

Maurice Blackburn Lawyers

Level 32, 201 Elizabeth Street, Sydney NSW 2000

www.mauriceblackburn.com.au

Form F1 – Application (no specific form provided)

Fair Work Commission Rules 2013, subrule 8(3) and Schedule 1

This is an application to the Fair Work Commission.

The Applicant



These are the details of the person who is making the application.

Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other please specify: (see below)		
First name(s) and Surname(s)	1. Ms Virginia Ellis, 2. Mr Mark Castieau, 3. Ms Sanu Ghimire, 4. Mr Paul Jones and 5. Health Services Union		
Postal address	C/O Health Services Union NSW/ACT/QLD Branch Level 2, 109 Pitt Street		
Suburb	Sydney		
State or territory	NSW	Postcode	2000
Phone number	1300 478 679	Fax number	1300 329 478
Email address	james.fox@hsu.asn.au ; lauren.hutckins@hsu.asn.au ; ayshe.lewis@hsu.asn.au		

If the Applicant is a company or organisation please also provide the following details

Legal name of business	
Trading name of business	
ABN/ACN	
Contact person	

How would you prefer us to communicate with you?

Email (you will need to make sure you check your email account regularly)

Post

Does the Applicant have a representative?



A representative is a person or organisation who is representing the Applicant. This might be a lawyer or paid agent, a union or a family member or friend. There is no requirement to have a representative.

Yes – Provide representative's details below

No

Applicant's representative



These are the details of the person or business who is representing the Applicant.

Name of person	Alexandra Grayson and Penny Parker		
Firm, union or company	Maurice Blackburn Lawyers		
Postal address	Level 32, 201 Elizabeth Street		
Suburb	Sydney		
State or territory	NSW	Postcode	2000
Phone number	02 8267 0949	Fax number	(02) 9261 3318
Email address	agrayson@mauriceblackburn.com.au pparker@mauriceblackburn.com.au		

Is the Applicant's representative a lawyer or paid agent?

Yes

No

The Respondent



These are the details of the person or business who will be responding to your application to the Commission.

Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other please specify:		
First name(s)			
Surname			
Postal address			
Suburb			
State or territory		Postcode	
Phone number		Fax number	
Email address			

If the respondent is a company or organisation please also provide the following details

Legal name of business	
Trading name of business	
ABN/ACN	
Contact person	

1. The Application

1.1 Please set out the provision(s) of the Fair Work Act 2009 (or any other relevant legislation) under which you are making this application.

Please see section 2.1.

2. Order or relief sought

2.1 Please set out the order or relief sought.



Using numbered paragraphs, set out what you are asking the Commission to do.

1. The Applicants seek orders, pursuant to Rule 7 of the *Fair Work Commissions Rules 2013* (Cth) (**FW Rules**), that the Application be served on the following entities:
Aged & Community Services Australia (ACSA);
Leading Age Services Australia (LASA);
The Aged Care Guild;
Australian Industry Group;
United Workers Union;
Australian Nursing and Midwifery Federation;
Australian Workers Union ; and
Australian Federation of Employers and Industries
2. In the alternative, the Applicants seek orders, pursuant to Rule 7, of the FW Rules as to whom the Application is to be served on.

2.2 Please set out grounds for the order or relief sought.



Using numbered paragraphs, set out the grounds, including particulars, on which you are seeking the relief set out in question 2.1.

1. The Applicants filed an application to vary the Aged Care Award 2010 on 12 November 2020 (**Application**).
2. Pursuant to Rule 49 of FW Rules, the Applicants to an award variation application are required to apply for directions about the procedure to be followed in relation to service of the application pursuant to Rule 7 of the FW Rules.
3. Schedule 1 of the FW Rules, provides that the Commission is to direct the Applicants as to whom the Application is to be served on.

3. The employer

3.1 What is the industry of the employer?

N/A

4. Industrial instrument(s)

4.1 Please set out any modern award, agreement or other industrial instrument relevant to the application and their ID/Code number(s) if known.

Aged Care Award 2010 (MA18).

Signature



If you are completing this form electronically and you do not have an electronic signature you can attach, it is sufficient to type your name in the signature field. You must still complete all the fields below.

Signature	
Name	Alexandra Grayson
Date	18 November 2020



Where this form is not being completed and signed by the Applicant, include the name of the person who is completing the form on their behalf in the **Capacity/Position** section.

PLEASE RETAIN A COPY OF THIS FORM FOR YOUR OWN RECORDS