

[2022] FWCFB 248

The attached document replaces the document previously issued with the above code on 23 December 2022.

Reference to the directions in paragraph [2] has been changed to refer to the amended directions of 6 December 2022. Matter numbers have also been corrected.

Modern Awards Team

Dated 29 December 2022



STATEMENT

Fair Work Act 2009

s.158—Application to vary or revoke a modern award

Aged Care Award 2010

(AM2020/99 and AM2021/63)

Nurses Award 2020

(AM2021/63)

Social, Community, Home Care and Disability Services Industry Award 2010

(AM2021/65)

DEPUTY PRESIDENT ASBURY

DEPUTY PRESIDENT O'NEILL

COMMISSIONER BISSETT

BRISBANE, 23 DECEMBER 2022

Applications to vary modern awards – work value – background document 10 published – classification structures in Aged Care Award, SCHADS Award, Nurses Award – claims, submissions and key issues arising.

[1] On 17 November, we issued a statement in relation to the programming of stages 2 and 3 of these proceedings.¹ We foreshadowed that to assist with the undertaking of Stage 3, we intended to publish a Background Document regarding the outstanding issues in mid to late December.

[2] On 22 November 2022, a Mention was held before the Full Bench in relation to the programming of the proceedings. Following the Mention, a further Statement was published on 23 November 2022 amending the directions in relation to Stage 2 of the proceedings.² The directions were further amended on 6 December 2022, and these remain the current directions.³

[3] The Commission has prepared Background Document 10 – Stage 3 outstanding issues that will be published with this statement.

[4] Background Document 10 sets out, amongst other things, a summary and comparison of the HSU's and ANMF's applications to change the classification structures in the *Aged Care Award 2010* and *Nurses Award 2020*, principles underpinning classification structures and key issues arising in relation to the proposed changes to classification structures.

¹ [2022] FWCFB 208.

² [2022] FWCFB 214.

³ [Amended Directions of 6 December 2022.](#)

[5] The Background Document sets out a number of questions for the parties, which for the purposes of responses, includes the Commonwealth.

[6] Parties should file their responses to the questions by no later than **5 pm Thursday 9 February 2023**.



DEPUTY PRESIDENT

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