

From: Dominic Macken <djmacken@macken.com.au>
Sent: Monday, 24 August 2020 8:25 AM
To: Chambers - Hatcher VP <Chambers.Hatcher.VP@fwc.gov.au>
Cc: michael.harmer@Harmers.com.au; sudhir.sivarajah@harmers.com.au; Christopher Nowland <christopher.nowland@harmers.com.au>; Matt Galbraith <matt@sda.org.au>
Subject: Fwd: AM2020/4 - Application by Shop, Distributive and Allied Employees Association (006N) [HWL-HARMERS.FID873488]

Dear Associate,

We refer to the matter listed this morning for directions at 10:00am and apologise for the omission to provide Chambers with details of the proposed attendees as requested by Friday.

The ASAA has proposed timetabling directions in relation to its application moving for the dismissal of the SDA's application to vary the Alpine Resorts Award which are acceptable to the SDA if otherwise also convenient to his Honour the Vice-President.

Those proposed directions are set out in the email chain below.

If the proposed consent directions are acceptable to the Commission, could the Commission advise whether the mention this morning needs to proceed.

Mr Dominic Macken will seek permission to appear on behalf of the SDA if the Commission would be assisted to hear from the parties.

Yours faithfully,

A J MACKEN & CO.

Begin forwarded message:

From: Dominic Macken <djmacken@macken.com.au>
Date: 21 August 2020 at 11:17:38 am AEST
To: Christopher Nowland <christopher.nowland@harmers.com.au>
Cc: Michael Harmer <michael.harmer@harmers.com.au>, Sudhir Sivarajah <sudhir.sivarajah@harmers.com.au>
Subject: Re: AM2020/4 - Application by Shop, Distributive and Allied Employees Association (006N) [HWL-HARMERS.FID873488]

Hi Christopher (and Michael and Sudhir),

That proposed timetable and proposed consent directions for dealing with your client's application are acceptable to the SDA.

Kind regards,

Yours sincerely,

Dominic Macken

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From: Christopher Nowland <christopher.nowland@harmers.com.au>
Sent: Friday, August 21, 2020 10:52:59 AM
To: Dominic Macken <djmacken@macken.com.au>
Cc: Michael Harmer <michael.harmer@harmers.com.au>; Sudhir Sivarajah <sudhir.sivarajah@harmers.com.au>
Subject: RE: AM2020/4 - Application by Shop, Distributive and Allied Employees Association (006N) [HWL-HARMERS.FID873488]

Thank you Dominic.

Could you please ensure that all future emails copy in Michael and Sudhir? I am keen to ensure that no emails are missed while I am away on leave.

Kind regards,

Christopher Nowland
Senior Associate

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Please consider the environment before printing this email.

From: Dominic Macken <djmacken@macken.com.au>
Sent: 21/08/2020 10:51 AM
To: Christopher Nowland <christopher.nowland@harmers.com.au>
Subject: Re: AM2020/4 - Application by Shop, Distributive and Allied Employees Association (006N) [HWL-HARMERS.FID873488]

Hi Christopher,

Thanks for this. I will get instructions and revert.

Cheers

Dominic

On 21 Aug 2020, at 10:42 am, Christopher Nowland <christopher.nowland@harmers.com.au> wrote:

Hi Dominic,

AM2020/4 - Application by Shop, Distributive and Allied Employees Association

I am a solicitor with Harmers Workplace Lawyers assisting Michael Harmer and Sudhir Sivarajah in relation to the above matter. As you know, our firm acts on behalf of the Australian Ski Areas Association in relation to this matter.

I just tried calling you to discuss the Mention that has been set down before Vice President Hatcher at 10:00am on Monday, 24 August 2020 via Microsoft Teams. I wished to discuss with you the Association's proposed orders for the Mention with a view to potentially submitting a consent position for the Vice President's consideration on Monday.

To that end, the Association proposes the following orders for the programming of our application dated 19 August 2020:

1. The Australian Ski Areas Association, and any party supporting its application, shall file in the Commission and serve on the other parties its outline of submissions upon which it intends to rely by 5:00pm on 21 September 2020.
2. The SDA, and any party opposing the application by the Australian Ski Areas Association, shall file in the Commission and serve on the other parties its outline of submissions upon which it intends to rely by 5:00pm on 19 October 2020.
3. The Australian Ski Areas Association, and any party supporting its application, shall file in the Commission and serve on the other parties any outlines of submissions in reply by 5:00pm on 2 November 2020.
4. The matter be listed for hearing on a date to be fixed with an estimate of one day.
5. The directions made by Vice President Hatcher on 22 May 2020 (as varied on 3 July 2020) in matter AM2020/4 be stayed pending the hearing and determination of this application

I am on annual leave from mid-day today and will not be returning to the office until Tuesday next week. In these circumstances, we ask that you please direct any reply to this email to Michael and Sudhir.

We look forward to your response.

Kind regards,

Christopher Nowland
Solicitor