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Commissioner Roe
Fair Work Commission

17 May 2016

By E-MAIL: Chambers.Roe.c@fwc.gov.au
amod@fwc.gov.au

Dear Commissioner,

RE 4 Yearly Review of Modern Awards: Various Awards

The Australian Services Union refers to the document *Draft Report to the Full Bench* (Draft Report) dated 12 May 2016. The ASU provides the following responses to the Draft Report, where requested, with respect to the Business Equipment Award 2010. The ASU will provide further responses at the Conference listed for 26 May 2016.


4. *Item 25 of Summary of Submissions: In respect to Clause 10.2 re exemptions for higher paid in clerical stream. FWC has proposed, for discussion, a possible amendment to the list of clauses and parties are requested to respond to this proposal by 16 May 2016. If there is consensus the proposal will be included in the exposure draft. This matter will be discussed at the conference on 19 May 2016.*

The ASU submits that both the clauses that do apply, and those that do not apply should be listed. The ASU is not aware of any situations where relevant clauses, other than those listed in clause 10.2, apply to exempt Clerical employees.

5. *Item 29 of Summary of Submissions: In respect to Clause 11.3(b)(i) definition of country territory. The proposal raised by ABI of 28 April 2016 will be further considered by the parties and any comments should be made by 16 May 2016. If there is consensus the ABI proposal will be included in the exposure draft. This matter will be discussed at the conference on 19 May 2016.*

The ASU opposes this definition and supports the definition that *country territory is any area outside a forty kilometre radius of the State/Territory capital's general post office and outside a three kilometre radius of the main post office in a regional city or town.*

If you wish to discuss this matter further please contact Justin Cooney on 03 – 9342 1446, 0419 343 145 or jcooney@asu.asn.au.

Yours faithfully

Justin Cooney
Industrial Officer

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