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Sent: Friday, 17 June 2016 11:48 AM

To: AMOD

Cc: Stephen Crawford; ebarrett@nuw.org.au; Karen Van Gorp; Julian.Arndt@ablawyers.com.au; Zoe.McQuillan@ablawyers.com.au; Sarah McKinnon; Ruchi.Bhatt@aigroup.com.au; liza.isho@afei.org.au; paula.thomson@afei.org.au; Tass Angelopoulos; Kimberly Pearsall

Subject: AM2014/ 231 Exposure draft - Horticulture Award 2016

Dear AMOD team,

It has come to our attention that one of the changes proposed by the Australian Workers' Union (AWU) in the exposure draft proceedings in relation to the Horticulture Award 2010 would represent a significant and substantive change to the terms of the Award.

The proposed change appears at Item 47 of the Summary of Submissions dated 23 May 2016 and would result in shiftwork loadings being included in Schedule B - wage summary tables for casual employees.

Having reviewed the AWU proposal once more, it is our considered view that the change would create a new substantive entitlement to overtime for casual employees. This issue is currently in dispute and being dealt with in the casual and part-time common issue proceedings.

Accordingly, the National Farmers' Federation does not agree to the change proposed at Item 47 and we withdraw any statements that could be construed to the contrary.

In his report to the Full Bench on 3 June 2016, Deputy President Clancy confirmed the need for further discussion on Schedule B, noting the parties agreement that clarity for all scenarios is desirable.

We would be grateful if this correspondence could be brought to the attention of Deputy President Clancy and President Ross.

Yours sincerely,

Sarah McKinnon | General Manager, Workplace Relations and Legal Affairs | National Farmers' Federation

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