

Our Ref: GSD MITO 160240
Your Ref:
File Principal: Glenn Davis
Contact: Paul Dugan - (08) 8210 2266
Kylie Dunn – (08) 8210 2286
Direct Email: pdugan@dmawlawyers.com.au
kdunn@dmawlawyers.com.au

5 September 2016

Fair Work Commission
11 Exhibition Street
MELBOURNE VIC 3000

DMAW LAWYERS PTY LTD

ABN 26 169 621 194
Level 3, 80 King William Street
Adelaide South Australia 5000

Phone +61 8 8210 2222
Facsimile +61 8 8210 2233
Email: dmaw@dmawlawyers.com.au

By email: amod@fwc.gov.au

Dear Sir

AM2014/231 - Horticulture Award 2010 [MA000028]

1. We act for Mitolo Group Pty Ltd (**Mitolo**).
2. We refer to the modern award review proceeding currently before the Fair Work Commission in relation to the *Horticulture Award 2010* (**Horticulture Award**).
3. We understand that the issue of variation to the coverage clause 4 of the Horticulture Award will be referred to a separately constituted Full Bench of the Commission for determination on the basis that it is a substantive, contested claim. We write to advise that Mitolo intends to file a submission and will seek to be heard on this issue.
4. If you would like to discuss the matter further, please contact the writer.

Yours faithfully
DMAW Lawyers Pty Ltd



Paul Dugan

Enc.