

From: Kylie Dunn [<mailto:kdunn@dmawlawyers.com.au>]

Sent: Monday, 26 June 2017 4:00 PM

To: Chambers - Catanzariti VP

Cc: Brent.Ferguson@aigroup.com.au; Chris.mossman@mk.com.au; Emma Macdougall; Genevieve Vaccaro; Jason.donnelly@nwlawyers.com.au; KPearsall@nff.org.au; ksheehan@nuw.org.au; Louise Houlihan ; roushan.walsh@nat.awu.net.au; Ruchi.Bhatt@aigroup.com.au; SMcKinnon@nff.org.au; Stephen Crawford; stephen.smith@aigroup.com.au; Tass.Angelopoulos@nwlawyers.com.au; Paul Dugan; Gillian Walker (gwalker@murraychambers.com.au); Justin Bourke (jlbourke@vicbar.com.au)

Subject: AM2016/25 - 4 yearly review of modern awards - Horticulture Award 2010

Dear Vice President

Please find enclosed:

1. Mitolo's further revised timetable for the future conduct of the hearing; and
2. Mitolo's list of exhibits.

Kind regards

[Evolve:cefa9a8a-f9c1-4d3a-bc1b-e418e15b54c3]

Kylie Dunn | Associate



DMAW Lawyers Pty Ltd | ABN 26 169 621 194

a: Level 3, 80 King William Street, Adelaide SA 5000

t: 08 8210 2286

e: kdunn@dmawlawyers.com.au | **w:** www.dmawlawyers.com.au

IN THE FAIR WORK COMMISSION

Matter No. AM2014/231 / AM2016/25

**APPLICATION TO VARY A MODERN AWARD – HORTICULTURE
AWARD 2010**

**MITOLO’S PROPOSED TIMETABLE FOR THE FURTHER CONDUCT OF
THE APPLICATIONS FROM TUESDAY, 4TH JULY 2017**

| Date | Time | Event |
|--------------------------------------|-----------------------|---|
| WEEK 2 (sitting in Sydney) | | |
| Tuesday, 4 July | 10:30 am ¹ | Paula Colquhoun – recalled by Mitolo. ² |
| | 11:00 am | Derek Lightfoot – called by NFF (by video link from Brisbane). ³ |
| | 12:00 pm | Robin Davis – called by AIG. |
| | 1:00 pm | <i>Adjournment.</i> |
| | 2:00 pm | Philip Turnbull – called by NFF (by Facetime audio from Italy). |
| | 2:30 pm | Opening statement – AWU. |
| | 3:30pm | Opening statement – NUW. |
| Wednesday, 5 July | | <i>No longer required</i> |
| Thursday, 6 July | All day | View in South Australia. |
| WEEK 3 (sitting in Melbourne) | | |
| Thursday, 3 August | 10:00 am | Oral closing submissions – Mitolo. |
| | 11:30 am | Oral closing submissions – AIG. |
| | 1:00 pm | <i>Adjournment.</i> |

¹ Subject to confirmation by the Commission.

² The witness is to be recalled to permit any further cross-examination by the NUW and possibly the AWU in respect of her supplementary statement dated 15 June 2017.

³ NUW does not require the witness for cross-examination. AWU does require the witness for cross-examination.

| Date | Time | Event |
|-------------------------|-------------|---|
| | 2:00 pm | Oral closing submissions – NFF. |
| | 3:00 pm | Oral closing submissions – Gayndah Packers. |
| Friday, 4 August | 10:00 am | Oral closing submissions – NUW. |
| | 11:00 am | Oral closing submissions – AWU. |
| | 12:00 pm | Reply submissions. |
| | 1:00 pm | <i>Adjournment.</i> |
| | 2:00 pm | Reply submissions cont. |
| | 3:00 pm | <i>Overflow.</i> |

JUSTIN L. BOURKE QC
GILLIAN WALKER

26 June 2017

IN THE FAIR WORK COMMISSION

Matter No. AM2014/231 / AM2016/25

**APPLICATION TO VARY A MODERN AWARD – HORTICULTURE AWARD
2010**

MITOLO'S LIST OF EXHIBITS AS AT WEDNESDAY, 21 JUNE 2017

| Exhibit Number | Document |
|------------------------------------|---|
| Mitolo | |
| 1 | Mitolo Group's Opening Folder (excluding witness statements) |
| 2 | Three volumes filed by Mitolo Group (excluding witness statement) |
| 3 | Zerella Holdings Pty Ltd Enterprise Agreement |
| 4 | Witness statement of Paula Colquhoun dated 23 December 2016 |
| 5 | Supplementary witness statement of Paula Colquhoun dated 15 June 2017 |
| 6 | Statement in reply of Paula Colquhoun dated 17 May 2017 |
| Ai Group | |
| AIG1 | Draft determination filed by Ai Group |
| AIG2 | Submission filed by Ai Group dated 23 December 2016 |
| AIG3 | Draft determination on behalf of all employer parties |
| AIG4 | Witness statement of Bryan Robertson dated 22 December 2016 |
| AIG5 | Witness statement of Godfrey Cody |
| National Farmers Federation | |
| NFF1 | Witness statement of Keith Rice dated 9 December 2016 |
| NFF2 | Witness statement of Gavin Scurr dated 14 December 2016 |
| NFF3 | Witness statement of Brett Guthrey dated 15 December 2016 |

| Exhibit Number | Document |
|------------------------------|---|
| Gayndah Packers | |
| GP1 | Submission filed by Gayndah Packers dated December 2016 |
| GP2 | Witness statement of Lynn Tonsing dated 20 December 2016 |
| AWU | |
| AWU1 | Document entitled " <i>Horticulture Outlook to 2021-22</i> " by Sarah Smith and Andrew Cameron |
| AWU2 | Australian Bureau of Statistics document entitled " <i>1290.0 – Australian and New Zealand Standard Industrial Classification (ANZSIC), 2006 (Revision 1.0)</i> " |
| AWU3 | Australian Bureau of Statistics document entitled " <i>1290.0 – Australian and New Zealand Standard Industrial Classification (ANZSIC), 2006 (Revision 1.0)</i> " – 2 pages |
| AWU4 | Australian vegetable-growing farms: An economic survey, 2014-15 and 2015-16 |
| Zerella | |
| Z1 | Witness statement of Paul White dated 20 December 2016 |
| Voice of Horticulture | |
| VH1 | Witness statement of John Dollisson dated 23 December 2016 |

JUSTIN L. BOURKE QC
GILLIAN WALKER

26 June 2017