



AMENDED DIRECTIONS

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards – Social, Community, Home Care and Disability Services Industry Award 2010 – Tranche 2 proceedings (AM2018/26)

JUSTICE ROSS, PRESIDENT
DEPUTY PRESIDENT CLANCY
COMMISSIONER LEE

MELBOURNE, **13 SEPTEMBER**
2019
~~2 SEPTEMBER 2019~~
~~11 JULY 2019~~
~~28 JUNE 2019~~
~~13 MAY 2019~~

The Commission makes the following directions:

Claims advanced by ABI and others

In respect of the variations sought by Australian Business Industrial, the NSW Business Chamber, Aged & Community Services Australia and Leading Age Services Australia, as set out in the Draft Determination filed on 2 April 2019 (attached to these Directions and marked **Attachment A**):

1. Australian Business Industrial, the NSW Business Chamber, Aged & Community Services Australia and Leading Age Services Australia are to file in the Commission any written submissions, witness statements and any other material they wish to rely on in support of the proposed variations no later than **4.00pm 2 July 2019**.
2. Any party opposed to the claims are to file in the Commission any written submissions, witness statements and any other material they wish to rely on in response no later than **4.00pm on 3 September 2019 13 September 2019 16 September 2019**.
3. Australian Business Industrial, the NSW Business Chamber, Aged & Community Services Australia and Leading Age Services Australia are to file in the Commission any written submissions, witness statements and any other material in reply no later than **4.00pm 1 October 2019 3 October 2019**.

United Voice travel time claim

In respect of the variation sought by the United Voice as set out in the Draft Determination filed on 1 April 2019 (attached to these Directions and marked **Attachment B**):

4. United Voice is to file in the Commission any further written submissions, witness statements and any other material they wish to rely on in support of the proposed variation no later than **4.00pm on 2 July 2019**.
5. Any party opposed to the variation is to file in the Commission any written submissions, witness statements and any other material they wish to rely on in response no later than **4.00pm on ~~3 September 2019~~ ~~13 September 2019~~ 16 September 2019**.
6. United Voice and the ASU are to file any written submissions, witness statements and any other material they wish to rely on in reply no later than **4.00pm on ~~24 September 2019~~ ~~1 October 2019~~ 3 October 2019**.

Outstanding Union Claims

In respect of the variations sought by United Voice, the HSU and ASU (as set out in **Attachment C**):

7. **Any party opposed to those variations (save for any variations relating to travel time) is to file in the Commission any written submissions, witness statements and any other material they wish to rely on in response no later than 4.00pm on 12 July 2019.**
8. Any party opposed to the variations relating to travel time is to file in the Commission any written submissions, witness statements and any other material they wish to rely on in response no later than **4.00pm on ~~3 September 2019~~ ~~13 September 2019~~ 16 September 2019**.
9. United Voice, the HSU and the ASU are to file in the Commission any written submissions, witness statements and any other material they wish to rely on in response no later than **4.00pm on ~~24 September 2019~~ ~~1 October 2019~~ 3 October 2019**.

Mention

10. **A Mention will be listed before Justice Ross on 9 October 2019 at 9:30am. The purpose of the Mention will be to discuss the scheduling of witnesses and submissions. Parties should be in a position to advise the Commission of which witnesses are required for cross-examination and the expected duration of the cross-examination.**

Hearing of claims

11. The proposed variations listed in Attachments A, B and C are listed for hearing before a Full Bench as follows:
 - (a) on **15-18 October 2019** inclusive (with 21 October 2019 reserved) for the purpose of hearing the witness evidence; and
 - (b) on **22 and 23 October 2019** for oral submissions.

PRESIDENT