



REPORT TO THE FULL BENCH

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards

(AM2014/281)

PROFESSIONAL EMPLOYEES AWARD 2010 [MA000065]

COMMISSIONER CIRKOVIC

MELBOURNE, 4 SEPTEMBER 2017

4 yearly review of modern award – Professional Employees Award 2010.

On Friday 7 April, Wednesday 31 May 2017 and Wednesday 19 July 2017 conferences were held to discuss the Summary of Submissions – Technical and Drafting (the summary) in relation to the review of the *Professional Employees Award 2010*.

The following items in the summary were discussed at the conferences:

- Item 1: Issue was determined by the Award Stage–Group 3 Full Bench [\[2017\] FWCFB 3433](#) at [328].
- Item 2: Withdrawn by AFEI.
- Item 3: Agreed, as per AIG proposal.
- Item 4: Agreed, as per AIG proposal.
- Item 5: Agreed, as per AIG proposal.
- Item 6: Agreed, as per ABI & NSW Business Chamber proposal.
- Item 7: Agreed, as per AIG proposal.
- Item 8: Agreed, as per AIG proposal.
- Item 9: Agreed between parties that the wording of the definition of ‘experienced scientist’ in the current award be restored.
- Item 10: Agreed, as per APESMA and ABI & NSW Business Chamber proposals. .
- Item 11: Agreed, as per AIG proposal.
- Item 12: Agreed, as per AIG proposal.
- Item 13: Agreed, as per the proposed clause outlined in the correspondence of AIG dated 30 May 2017.
- Item 14: Withdrawn by ABI & NSW Business Chamber.
- Item 15: Agreed, as per AFEI proposal.
- Item 16: Agreed to include reference to clause 13.7 in clause 7.2.
- Item 17 and Item 18: Agreed, as per AIG proposal.
- Item 19: Withdrawn by BusSA in correspondence of 7 June 2017.
- Item 20: Agreed, as per AIG proposal.
- Item 21: Agreed, as per APESMA proposal.
- Item 22: Agreed, as per APESMA proposal.

- Item 23: Agreed, as per AIG proposal.
- Item 24: Withdrawn by APESMA.
- Item 25: Agreed, as per AIG proposal.
- Item 26: Agreed, as per AIG proposal. Agreed, as per APESMA proposal to insert schedule. Schedule agreed subject to parties checking casual rates. AIG proposed that rates of pay in Schedule B include a footnote that the casual loading set out in clause 11.1(b).
- Item 27: Withdrawn by APESMA.
- Item 28: Agreed, as per APESMA proposal.
- Item 29: In response to the question of the Commission the parties do not propose any variation.
- Item 30: Agreed, as per AIG proposal.
- Items 31 - 35: Agreed, as per APESMA drafting.
- Item 36: Withdrawn by APESMA.
- Item 37: Agreed as per AFEI's response to the question posed in the ED.

COMMISSIONER