

From: Chambers - Hatcher VP

Sent: Friday, 1 December 2017 10:03 AM

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Cc: AMOD; Chambers - Booth DP

Subject: AM2014/286 SUPPORTED EMPLOYMENT SERVICES AWARD 2010 – FOUR YEARLY REVIEW OF MODERN AWARD

Dear Parties,

By way of an email to the Commission dated 20 October 2017, NDS has sought “to have the ARTD document the evaluation of the Modifications to the SWS released publicly”. It is understood that the document referred to in NDS’s email is the report entitled *Evaluation of the Modified Supported Wage System Trial Department of Social Services - Final Report - 12 October 2016* (the Report), and the actual purpose of the request is to have the Report introduced into evidence before the Full Bench in support of NDS’s case.

Deputy President Booth has been in communication with interested parties with a view to establishing an agreed basis upon which this could occur, to date without success.

The Full Bench has considered this matter, and has provisionally determined that NDS may rely upon the Report as evidence before the Full Bench. However, this will be the subject of a confidentiality order made pursuant to s 594 of the *Fair Work Act 2009* once the Report is formally tendered by NDS at the hearing, and the Report will not be posted on the Commission’s website.

If any party proposes that a different approach be taken to the Full Bench’s provisional view, or the parties reach agreement about a different approach, that may be raised at the directions hearing before the Full Bench on 22 December 2017.

Kind regards,

Ingrid Stear

Associate to Vice President Hatcher

Fair Work Commission

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