

From: Stephen Crawford [<mailto:stephen.crawford@nat.awu.net.au>]
Sent: Wednesday, 17 August 2016 4:29 PM
To: AMOD
Subject: AM2014/300 - TOIL

Dear Award Modernisation Team,

We write in response to the email below.

We hereby confirm the AWU is not opposed to the model TOIL term being inserted into the *Amusement, Events and Recreation Award 2010*.

Regards,

Stephen Crawford
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From: AMOD [<mailto:AMOD@fwc.gov.au>]
Sent: Monday, 15 August 2016 12:04 PM
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Subject: AM2014/300 - TOIL

Dear Parties,

Paragraph 5 in the [Directions](#) issued by the Full bench on 15 July 2016 in relation to Award Flexibility (TOIL) common issue states:

*In respect of the Mobile Crane Hiring Award 2010 and the Amusement, Events and Recreation Award 2010, the Full Bench has expressed the provisional view that the requirement for majority approval in these two modern awards is not consistent with the nature of the facilitation provided. Further, the Full Bench's provisional view is that these two existing provisions do not achieve the modern awards objective. These awards will be listed for further hearing before the Full Bench on **Wednesday 24 August 2016**. Written submissions opposing the provisional view should be filed by **Wednesday 17 August 2016**.*

Can the parties please confirm whether they will be opposing the provisional view of the Full Bench in its [July decision](#), namely, that the requirement for majority approval will be removed and that the model term will be inserted in the awards.

If no response is received by **COB Thursday 18 August 2016**, the hearing on Wednesday 24 August 2016 may be cancelled and a draft determination will be published for each award for comment based on the provisional view.

Kind regards,

TOM CAGORSKI

Member Support Research Team

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