



REPORT

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards

(AM2016/15, AM2014/270)

JUSTICE ROSS, PRESIDENT

MELBOURNE, 19 SEPTEMBER 2017

4 yearly review of modern awards – plain language re-drafting – General Retail Industry Award 2010.

[1] A conference was held on 19 September 2017 to discuss the plain language re-drafting of the *General Retail Industry Award 2010*.¹ The following parties were in attendance at the conference:

- Australian Business Industrial and the NSW Business Chamber;
- Business SA; and
- Shop, Distributive and Allied Employees' Association.

[2] The table below summarises the status of the items following the conference:

Items	Status
Items 1, 5, 12, 14, 17, 18, 35, 37, 38, 39, 60, 61, 64, 66 and 73	Resolved at conference. Changes agreed to will be incorporated in the Revised Plain Language Exposure Draft.
Items 4, 10, 70, and 71	Withdrawn
Item 9	Issue determined by a Full Bench. See [2017] FWCFB 4419.
Items 13, 15, 16 and 69	Full Bench to determine with regard to submissions put.
Items 2, 3, 6, 11, 33, 34, 36, 57, 58, 59, 62, 67 and 68	Parties to confirm their position.
Item 7	The SDA is pressing this item. Commission to check if this issue was dealt with in an earlier 4 yearly review decision.
Item 8 and 63	Further Information sought from the plain language drafter about why the changes were made.
Item 56	Plain language drafter to provide comments about how the issue may be resolved.
Items 19 – 32 and 65	These items relate to Clause 10–Part-time Employment and will

Items	Status
	be the subject of a further conference.
Items 40 – 55 and 72	These items relate to Clause 15–Ordinary Hours of Work and will be the subject of a further conference.

Next steps

[3] The items relating to Clause 10–Part-time Employment and Clause 15–Ordinary Hours of Work will be listed for conference shortly.

[4] Parties are to confirm their position on outstanding items by **4pm Wednesday 20 September 2017**.

[5] A revised summary of submissions and plain language exposure draft incorporating changes arising from the resolved items will be published shortly.

[6] All submissions are to be sent to amod@fwc.gov.au.

PRESIDENT

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ⁱ See [draft summary of submissions](#) published on 5 September 2017