

From: Wendy Carr [<mailto:wendy.carr@twu.com.au>]
Sent: Friday, 27 January 2017 2:47 PM
To: Ruchi Bhatt; Chambers - Hamberger SDP; AMOD
Cc: Brent Ferguson; Paul Ryan; 'Stuart Maxwell'; Therese Walton; 'Ian Macdonald'; Roushan Walsh; Kyle Scott; hughmc@artionsw.com.au; Martin Dunne; richard.calver@natroad.com.au
Subject: Re: AM2016/32 - 4 yearly review of modern awards - Transport Industry Awards

Dear Associate,

Further to the correspondence from the TWU dated 25 January 2017 and in response to the correspondence below from the AIG, the TWU relies on the following statements which are attached:

Glen Stutsel
Robert Bell
David O'Brien

As outlined in the TWU's correspondence date 25 January 2017, there has been difficulties obtaining signatures from the above named witnesses due to the holiday season and inability for some to scan and return. The TWU is still waiting the signed statement of David O'Brien which has required it being posted rather than emailed. The unsigned statement of David Bell and filed statements of Glen Stutsel and Robert Bell are attached for the parties as they have not been uploaded onto the FWC website.

We do not agree with the claims by NatRoad and AIG that they would suffer prejudice from the admission of the above statements. The TWU initially sought to make 8 variations to the two Road Transport Awards. We now only press 5 of the 8 variations as just advised to the FWC.

The parties have sufficient time in which to respond to the TWU case which is set out in the submissions that have already been filed. The parties have until 2 March 2017 to respond to a reduced case that has been put forward by the TWU than they would have if all 8 variations had been pressed. The TWU respectfully submits that the above statements should be admitted.

Regards,

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