

The Shop, Distributive and Allied Employees' Association

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3 January 2019

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By email: chambers.catanzariti.vp@fwc.gov.au; chambers.asbury.dp@fwc.gov.au and
chambers.lee.c@fwc.gov.au

Dear Members of the Full Bench,

Re: AM2017/50 Hair and Beauty Industry Award 2010 - Withdrawn substantive claims

I write on behalf of the SDA in relation to the above matter and directions issued by the Full Bench in its decision of the 31 December 2018.

The Decision directs parties to inform the Commission if they intend to press outstanding claims by 11 January 2019.

The consent variation draft determination filed by the Australian Industry Group, acting on behalf of HABA, on 22 February 2018 detailed the consent position of the parties which sought to resolve all outstanding substantive matters. The variations proposed followed extensive and detailed discussions between Ai Group, HABA and the SDA including a conference facilitated by the FWC.

The proposed variations and draft determination reflected a consent position reached which included the withdrawal of the remaining claims in the Summary of proposed substantive

variations published on 14 December 2017, which were not reflected in the draft determination.

The outstanding items which the parties agreed to withdraw are those referred to in Paragraph 65 of the Decision, Items S3A, S11, S13 and S14.

The SDA confirms that as part of the discussions and the consent position reached we withdraw our claim S11 in relation to employees regularly working Sundays.

However, the SDA reserves its rights to pursue this claim in the event that the Hair and Beauty Association continue to pursue Items S3A, S13 and S14, referred to in Paragraph 65 of the Decision, or any other claims not included in the summary of variations.

Yours Sincerely,

A handwritten signature in black ink, appearing to read "K. Biddlestone", followed by a period.

Katie Biddlestone

National Industrial Officer