



DIRECTIONS

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards – *Restaurant Industry Award 2010* (AM2017/57)

COMMISSIONER LEE

MELBOURNE, 25 SEPTEMBER 2018

Review of the Restaurant Industry Award 2010 – application for confidentiality order – directions.

[1] Restaurant and Catering Industrial (RCI) filed evidence in support of its claim for three amendments to the *Restaurant Industry Award 2010* (the Award) on 24 July 2018. The evidence includes three witness statements which RCI seek confidentiality orders be made to the effect that the names, business name and business address of the witness making the statement be redacted from publication. It is understood that the effect of the order sought would be such that relevant employees of the Fair Work Commission (the Commission) would be able to view an unredacted version of the witness statement as would parties to the matter (but not their members).

[2] The matter was listed for Mention, by Video Link before me 24 September 2018. RCI failed to attend the Mention. United Voice appeared and advised that they object to the confidentiality order sought.

[3] The following directions are issued for the filing of submissions in relation to the application for confidentiality order:

1. RCI are directed to file any further brief written submissions in support of the application for a confidentiality order. The submissions are to be accompanied by a proposed draft order that RCI seeks to be made by **4:00pm Tuesday, 2 October 2018**.
2. United Voice and any interested parties are directed to file any written submissions in reply by **4:00pm Tuesday, 9 October 2018**.
3. The matter will be determined on the papers.
4. Liberty to apply generally.

[4] I note that interim orders have been sought by RCI. On 13 September 2018, RCI filed unredacted versions of the three witness statements with the Commission. The unredacted versions of the statements are not published to the Commission's website. In the circumstances, I have determined to grant the interim orders sought until the application for confidentiality order is determined.



COMMISSIONER

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