

**From:** Chambers - Bissett C <Chambers.Bissett.c@fwc.gov.au>  
**Sent:** Tuesday, 1 December 2020 3:06 PM  
**To:** Hamish Harrington <Hamish.Harrington@aigroup.com.au>  
**Cc:** AMOD <AMOD@fwc.gov.au>; Adrian.Morris@ashurst.com; david@dghrservices.com.au; Trent.Sebbens@ashurst.com; Eliza Sarlos <esarlos@cfmeu.com.au>; Abha Devasia <abha.devasia@amwu.org.au>; yolla@etuaustralia.org.au; Robert Coluccio <rcoluccio@professionalsaustralia.org.au>  
**Subject:** RE: AM2020/25 - Four yearly review of modern awards – Black Coal Mining Industry Award

OFFICIAL

Dear Parties,

The Commissioner has received a request from Ai Group for an adjournment of the conference tomorrow to allow the parties to discuss the various proposals to give effect to the decision of the Full Bench.

It is not clear from that correspondence if the request is consented to by all parties.

In the event that the adjournment is consented to the Commissioner will adjourn the conference to **1.30pm Wednesday 9 December 2020** on the proviso that she receives a report of the position reached by the parties from Ai Group as at **4.00pm Monday 7 December 2020**.

The parties should also note that it is the Commission's intention to have the variations finalised as quickly as possible and certainly before the Christmas break.

Should any party advise that the adjournment is **not** consented to the conference will proceed as listed.

Kind regards,

**Simon Halstead**

Associate to Commissioner Bissett

**From:** Hamish Harrington <Hamish.Harrington@aigroup.com.au>  
**Sent:** Tuesday, 1 December 2020 12:24 PM  
**To:** Chambers - Bissett C <Chambers.Bissett.c@fwc.gov.au>  
**Cc:** AMOD <AMOD@fwc.gov.au>; Adrian.Morris@ashurst.com; david@dghrservices.com.au; Trent.Sebbens@ashurst.com; Eliza Sarlos <esarlos@cfmeu.com.au>; Abha Devasia <abha.devasia@amwu.org.au>; yolla@etuaustralia.org.au; Robert Coluccio <rcoluccio@professionalsaustralia.org.au>  
**Subject:** AM2020/25 - Four yearly review of modern awards – Black Coal Mining Industry Award

Good morning,

**AM2020/25 - Four yearly review of modern awards – Black Coal Mining Industry Award**

We refer to the above matter and to the Conference currently listed for 10am on 2 December 2020. Ai Group has reviewed:

- [Correspondence](#) from the FWC dated 27 November 2020 relating to draft variations to the Black Coal Mining Industry Award;
- [Correspondence](#) filed by the CFMMEU on 1 December 2020

Ai Group has circulated a draft variation to give effect to the Commission's 18 November 2020 Decision ([2020] FWCFB 5908) and is currently in the process of seeking a consent position.

We consider that there would be benefit in the parties continuing to confer separately to discuss outstanding issues pertaining to this matter, specifically in relation to differences between Ai Group's circulated draft and proposed variations in the abovementioned Correspondence.

Accordingly, we respectfully request that the listed Conference be postponed to a date not before **Wednesday, 9 December 2020** to enable discussions to continue and enable areas of agreement and any points of contention to be further defined. We understand that the CMIEG and CFMMEU do not oppose this course.

We thank the Commission for considering our request.

Kind regards,



**Hamish Harrington**

Adviser – Workplace Relations Policy

Address: Level 3, 51 Walker Street, North Sydney, NSW, 2060

Phone: (02) 9466-5502

Mobile: 0421 727 045

EXT: 2502

Email: [hamish.harrington@aigroup.com.au](mailto:hamish.harrington@aigroup.com.au)

Website: [www.aigroup.com.au](http://www.aigroup.com.au)

