

REVISED SUMMARY OF SUBMISSIONS-TECHNICAL AND DRAFTING

This table is a summary of submissions on technical and drafting issues lodged for this award on or before 5.00pm on 14 November 2017.

ITEM	PARTY	DOCUMENT	CLAUSE (exposure draft)	SUMMARY OF ISSUE	THEIR REFERENCE	NOTES
1	AMWU	Sub-8/08/2016	4.2	Coverage Believes this is inserted in error and should be in the definitions	Para 2	RESOLVED Agreed, see Transcript 25 July 2017 [PN11-PN13]
	AFEI	Sub-14/12/2016		Agree with AMWU's submission	Para 4	
2	AMWU	Sub-8/08/2016	7.2(a)	Facilitative Provisions Drafting errors in clause, party suggests edits	Para 3-5	RESOLVED Agreed, see Transcript 25 July 2017 [PN14-PN16]
	AFEI	Sub-14/12/2016		Does not oppose	Para 5	
2A	AMWU	Sub-9/12/2016	7.3	<i>In response to question raised by Commission</i> Clause reference remains necessary and should be retained in current form	Pg 1	OUTSTANDING Party to make submission (received on 9/12/16) on matters not previously answered in submission – see Transcript-6 December 2016 [PN311-PN312] Reference to clause 7.3(b) is unnecessary as there is a proposition, not a requirement, in that section cf to clause 7.2(b) and (c)). See

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						Transcript 25 July 2017 [PN17-PN24]
3	AMWU	Sub-8/08/2016 and sub-15/12/2016	11.2	Casual Remove all text after the word “loading” in the second sentence	Para 6	OUTSTANDING AFEI to consider position by 01/08/17. See Transcript 25 July 2017 [PN25-PN37]
	AFEI	Sub-14/12/2016		Opposed	Para 3	
	AFEI	Sub-26/07/17		Continues to oppose. Preferred wording provided	Page 1	
4	AMWU	Sub-8/08/2016	12.2	Professional development Remove first comma	Para 7	RESOLVED
	AFEI	Sub-14/12/2016		Agree with AMWU’s submission	Para 4	Agreed, see Transcript 25 July 2017 [PN38-PN39]
5	APESMA	Sub-4/08/2016	14	Ordinary hours of work <i>In response to question raised by Commission</i> No consistency in pre-reform awards regarding averaging of weekly hours. Seeks to keep default position of not exceeding 38 ordinary hours per week	Para 4	OUTSTANDING AFEI opposes the submission that it be a time period of a week. Commission to write parties to seek feedback on an averaging over a four-week cycle. See Transcript 25 July 2017 [PN40-PN46]
	AFEI	Sub-14/12/2016		Opposed. Current award allows for the averaging of weekly ordinary hours over a period. Removing the capacity to average weekly hours would be a substantive change to the current award.	Para 6	

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6	APESMA	Sub-4/08/2016	16	Breaks <i>In response to question raised by Commission</i> Explanation of ‘without ceasing work’ in the context of breaks	Para 5	RESOLVED Agreed, see Transcript 25 July 2017 [PN47-PN49]
	AFEI	Sub-14/12/2016		Does not oppose APESMA’s submission. Does not consider any amendment necessary.	Para 7	
7	APESMA	Sub-4/08/2016	20	Overtime and penalty rates <i>In response to question raised by Commission</i> Support inclusion of the words “in excess of or outside the spread of ordinary hours”	Para 6	RESOLVED Agreed, as AFEI do not oppose APESMA’s submission. See Transcript 25 July 2017, at PN50-PN52
	AFEI	Sub-14/12/2016		Does not oppose	Para 8	
8	APESMA	Sub-4/08/2016	20.2, 20.3	Time off instead of payment for overtime and Sundays and Public Holidays <i>In response to question raised by Commission</i> Support including the word ‘Sunday’	Para 7	RESOLVED The existing clause referred to at item 8 no longer exists as it was replaced. See Transcript 25 July 2017 [PN53-PN58]
	AFEI	Sub-14/12/2016		Existing clause referred to no longer exists as a result of the insertion of the time off in lieu of payment for overtime model term	Para 10	
9	AMWU	Sub-8/08/2016	20.3(c)	Sundays and Public Holidays Move to new clause 20.7	Para 8	RESOLVED Agreed, as AFEI do not
	AFEI	Sub-		Not opposed	Para 5	

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		14/12/2016				oppose APESMA's submission. See Transcript 25 July 2017 , at PN59-PN62
10	APESMA	Sub-4/08/2016	24	Public holidays <i>In response to question raised by Commission</i> Supports inclusion of the words "deemed to be work in excess or outside of ordinary hours of duty"	Para 8	RESOLVED Agreed, as AFEI do not oppose APESMA's submission. See Transcript 25 July 2017 [PN62-PN68]
	AFEI	Sub-14/12/2016		Agrees with APESMA's submissions	Para 9	
10A	AMWU	Sub-9/12/2016	24.2	<i>In response to question raised by Commission</i> 'is deemed to be work in excess or outside of ordinary hours of duty and' should be retained.	Pg 1	RESOLVED Party to make submission (received on 9/12/16) on matters not previously answered in submission – see Transcript-6 December 2016 at PN311-PN312 Similar issue to item 10. AMWU adopt the same view as APESMA and AFEI on that matter. Resolved on that basis. See Transcript 25 July 2017 [PN69-PN70].
11	APESMA	Sub-4/08/2016	Schedule E	School-based Apprentices <i>In response to question raised by Commission</i>	Para 9-10	RESOLVED Agreed, see Transcript 25

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				Supports deletion of schedule		July 2017 [PN69-PN72]
	AFEI	Sub-14/12/2016		Agrees with APESMA's submissions	Para 9	

List of abbreviations (in alphabetical order)

AFEI	Australian Federation of Employers and Industries
AMWU	Australian Manufacturing Workers' Union
APESMA	The Association of Professional Engineers, Scientists and Managers, Australia