

From: Jordan Lombardelli <Jordan.Lombardelli@ablawyers.com.au>

Sent: Wednesday, 21 September 2022 3:13 PM

To: Chambers - Ross J <Chambers.Ross.j@fwc.gov.au>; Nigel Ward

<Nigel.Ward@ablawyers.com.au>; 'Alex Grayson' <agrayson@mauriceblackburn.com.au>; 'Philip Gardner' <pgardner@gordonlegal.com.au>; 'Penny Parker' <PParker@mauriceblackburn.com.au>; 'Nick White' <nwhite@gordonlegal.com.au>; 'Ben Redford' <Ben.Redford@unitedworkers.org.au>; 'Sheldon.Oski@unitedworkers.org.au' <Sheldon.Oski@unitedworkers.org.au>; 'Reeves, Stephen' <Stephen.Reeves@ags.gov.au>; lpirts@propertycouncil.com.au

Cc: Alana Rafter <Alana.Rafter@ablawyers.com.au>

Subject: RE: AM2020/99, AM2021/63, AM2021/65 - Aged Care Work Value - Correspondence Received

Dear Associate,

We refer to your email dated 16 September 2022 seeking comment from the parties concerning the correspondence from the Property Council of Australia (**PCA**).

From the position of the Employer Parties, the Correspondence from the PCA is clearly informative for the Commission as it address the potential financial impacts of a 25% increase on Consumers accessing/utilising Retirement Living.

The Employer Parties consider the matters raised in the PCA correspondence may be a relevant consideration under 134(f) of the *Fair Work Act 2009*, and in particular, will go to the implementation/phasing in of any increase.

By way of observation, it may be of assistance to the Commission if the PCA were to clarify the working arrangements of employees they are referring to. It is not clear from the correspondence as to whether the types of services they refer to (provision of meals, housekeeping services, medication monitoring etc) are covered by the *Aged Care Award*, *Nurses Award* or the *SCHADS Award* or whether these services are accessed through a funding package such as a Home Care Package or are completely self-funded.

The Employer Parties respectfully request that the PCA should be added to the recipient email list for the Work Value Matter and continue to be informed on an ongoing basis on the developments in this case.

Yours faithfully,

Jordan

Jordan Lombardelli
Associate
Australian Business Lawyers & Advisors

From: Chambers - Ross J <Chambers.Ross.j@fwc.gov.au>

Sent: 16/09/2022 11:04 AM

To: Leo Saunders <leo.saunders@greenway.com.au>; Nigel Ward <nigel.ward@ablawyers.com.au>; Jordan Lombardelli <jordan.lombardelli@ablawyers.com.au>; 'Alex Grayson' <agrayson@mauriceblackburn.com.au>; 'Philip Gardner' <pgardner@gordonlegal.com.au>; 'Penny Parker' <PParker@mauriceblackburn.com.au>; 'Nick White' <nwhite@gordonlegal.com.au>; 'Ben Redford' <Ben.Redford@unitedworkers.org.au>; 'Sheldon.Oski@unitedworkers.org.au' <Sheldon.Oski@unitedworkers.org.au>; 'Reeves, Stephen' <Stephen.Reeves@ags.gov.au>

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Good morning parties,

We have received the following correspondence in relation to the aged care work value matter: [Correspondence \(fwc.gov.au\)](#)

Parties are invited to comment on the correspondence by **4:00pm Wednesday 21 August 2022**.

Kind regards,

Madeleine Castles (she/her)

Associate to the Hon. Justice Ross AO

President



Fair Work Commission

Australia's national workplace relations tribunal