

**From:** Sophie Ismail <[sismail@actu.org.au](mailto:sismail@actu.org.au)>  
**Sent:** Friday, 8 May 2020 1:08 PM  
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**Subject:** FW: AM2020/22 - Vehicle Award

Dear Associate,

The unions do not support this proposed amendment.

Yours sincerely,

**Sophie Ismail**

Legal and Industrial Officer

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We acknowledge the Traditional Owners of country throughout Australia and recognise their continuing connection to land, waters and culture. We pay our respects to their Elders past, present and emerging.

**From:** Elisha Radwanowski <[elishar@acapma.com.au](mailto:elishar@acapma.com.au)>  
**Sent:** Friday, 8 May 2020 11:50 AM  
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**Subject:** RE: AM2020/22 - Vehicle Award

Further to the drafting issue raised below, it is noted that participation in the JobKeeper Program is not mandated, regardless of the businesses eligibility, as such a business may be eligible and not participating. Use of 'qualification' or 'eligibility' of the business to participate in the JobKeeper Program, rather than actual participation, could give rise to unintended coverage issues. As such it is suggested that rather than reflecting the businesses eligibility the drafting be adjusted to reflect the businesses enrolment in the JobKeeper Program

To reflect this distinction and assuming that clause J.1(d) intends to capture eligible employees of participating businesses, it is proposed that the clause be amended as follows:

' Schedule J does not apply to any employee employed by an employer ~~who qualifies for~~ is enrolled in the JobKeeper Scheme if the employee is ~~eligible to receive 'JobKeeper' payments pursuant to the Coronavirus Economic Response Package (Payments and Benefits) Act 2020~~ an eligible employee as defined in s.9 of the Coronavirus Economic Response Package (Payments and Benefits) Rules 2020.'

Should you require any further information or assistance please do not hesitate to contact me.

Kindest Regards

**Elisha Radwanowski**

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