



03 March 2017

Deputy President Val Gostencnik
Fair Work Commission

By email: chambers.gostencnik.dp@fwc.gov.au

Dear Deputy President Gostencnik

4 Yearly Review of Modern Awards - Air Pilots Award 2010 – Matters Arising from Conference on 9 February 2017

We refer to the conference before Your Honour on 9 February 2017 (“**conference**”), the Revised Summary of Submissions – Technical and Drafting” (as published on 14 February 2017) (“**Revised Summary**”) and the Revised Exposure Draft of the Air Pilots’ Award 2010 as published by the Fair Work Commission on 5 January 2017 (“**Revised Exposure Draft**”).

Referring to specific items discussed at the conference and as contained in the Revised Summary, we now submit as follows:

(i) *Item 27 – Amending References to “Beechcraf”, “Beecherall” and “Beehcral” to “Beechcraft”*

We seek that the references to “Beechcraf”, “Beecherall” and “Beehcral” in clause E.2.2 of Schedule E on page 65 of the Revised Exposure Draft be amended to “Beechcraft”.

(ii) *Item 34 - Proposed Addition to E.2.1 – Summary of Casual Hourly Rates of Pay*

We seek that clause E.2.1 of Schedule E of the Revised Exposure Draft be amended to include a table reflecting applicable additions to salary for casuals (E.2.1(a)), as follows:

E.2.1(a) Additions to salary for casual airlines/general aviation employees (where applicable)

	<u>Amount (per flying hour – 1/800th of annual rate + 25% loading)</u>	Amount for First Officers (where applicable – 65%)
Piston engine (Schedule A, clause A.1.3(a))	\$2.24	\$1.46
Airline Transport Pilots’ Licence (Schedule A, clause A.1.3(b))	\$7.40	\$7.40

Turbo-prop aircraft (Schedule A, clause A.1.3(c))	\$9.76	\$6.34
Turbo-jet aircraft (Schedule A, clause A.1.3(d))	\$15.67	\$10.19
Command/Class 1 instrument flying rating (Schedule A, clauses A.1.4 and A.1.8)	\$8.96	\$8.96
Co-pilot/Class 2 instrument flying rating (Schedule A, clauses A.1.4 and A.1.8)	\$5.83	\$5.83
Night VFR/Class 4 instrument flying rating (Schedule A, clauses A.1.4 and A.1.8)	\$2.24	\$2.24
Grade I Single/Multi- Engine Charter (Schedule A, clause A.1.7)	\$10.21	\$10.21
Grade II Single Engine/Multi-Engine Charter (Schedule A, clause A.1.7)	\$5.11	\$5.11

Further to our comments on this matter at the conference, we consider that this table provides clarity to both employees and employers on rates of pay for casual employees.

(iii) Proposed Amendment to Clause A.1.6 of Schedule A – Revised Exposure Draft

In reviewing the Revised Exposure Draft, we note that clause A.1.6 of Schedule A (page 39) refers to a First Officer/Second Pilot being paid “the relevant instrument rating under clause A.1.4 where applicable and in addition 65% of the amounts specified in clauses A.1.3(a), (b) or (c)”.

We submit that the references to “clauses A.1.3 (b) or (c)” are in error, and should refer to clauses A.1.3(c) or (d) (being the additions to salary for flying a turbo-prop aircraft (clause A.1.3(c)) and flying a turbo-jet aircraft (clause A.1.3(d))).

We trust that this submission is of assistance to the Commission.

Please contact Simon Miller of this office at smiller@afap.org.au or on (03) 9928 5737 or should you have any queries or wish to discuss these matters further.

Yours sincerely,



Simon Lutton
Executive Director