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His Honour President Ross  
Fair Work Commission  
Terrace Tower  
80 William Street  
East Sydney

**By email: [amod@fwc.gov.au](mailto:amod@fwc.gov.au)**

Your Honour

## **4 yearly review of Modern Awards – Award Stage – exposure drafts – Group 3 Awards**

HIA refers to the decision of 6 July 2017 of the Fair Work Commission in *4 yearly review of Modern Awards – Award Stage – exposure drafts – Group 3 Awards [2017] FWCFB 3433 (Decision)*.

HIA notes that the Modern Awards in which we have an interest, being the *Building and Construction General Onsite Award 2010 (Building Award)* and the *Joinery and Building Trades Award 2010 (Joinery Award)* are both Group 4 Awards, as such the matters raised within the Decision will, no doubt come to the attention of the interested parties during the exposure draft process.

Notwithstanding this, HIA makes the following comments.

### ***All Purpose Allowances***

Attachment B to the Decision lists Modern Awards that contain all-purpose allowances.

Correspondence from the AMWU dated 28 July notes that the Building Award is missing from Attachment B. HIA agrees with this observation. However, HIA disagrees with the all-purpose allowances listed at paragraph 7 of that correspondence.

Specifically:

- Clause 19.7(e) is a provision which outlines those allowances payable to apprentices. This clause does not outline any additional all-purpose allowances.
- Clause 23.2 (r) Waste Disposal<sup>1</sup> is not an all-purpose allowance.
- Clause 42.2 Lift Industry Allowance is not an all-purpose allowance

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<sup>1</sup> This is incorrectly referenced as 22.2(r)

- Clause 21.1 Special Allowance is an all-purpose allowance but is not listed.

In HIA's view, these matters are best dealt with during the award stage.

***Replacement of the term 'occupational' with 'work'***

Attachment C to the Decision outlines those Modern Awards where 'occupational health and safety' appears and replaces 'occupational' with 'work'.

In principle HIA does not oppose the replacement of the term 'occupational' with 'work' however reserves the right to identify any award specific considerations during the Group 4 award stage.

HIA notes that *Clause 24.3(a) Asbestos* of the Joinery Award is missing from Attachment C.

Yours sincerely

HOUSING INDUSTRY ASSOCIATION LIMITED



Melissa Adler  
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