

From: Nathan Keats [<mailto:Nathan@mcnally.com.au>]
Sent: Monday, 29 January 2018 4:06 PM
To: Chambers - Hatcher VP
Cc: Adam Jacka
Subject: AM2017/58 - s.156 - 4 yearly review of modern awards – Professional Diving Industry (Industrial) Award 2010

Dear Associate

We refer to the decision of the Full Bench issued 22 December 2017 ([2017] FWCFB 6918) and the 29 January 2018 email from AMMA to the Vice President. The respective positions of the parties is as follows:

The union proposes the following variation of clause 21:

21. Ordinary hours of work

21.1 Inshore divers

- (a) *The ordinary hours of work will not exceed ~~38 hours per week~~ 6 hours and 36 minutes per day which may be worked between 6.00 am and 6.00 pm Monday to Friday*

AMMA proposes the following variation of clause 21:

21. Ordinary hours of work

21.1 Inshore divers

- (a) *The ordinary hours of work will not exceed ~~38 hours per week~~ 7 hours and 36 minutes per day which may be worked between 6.00 am and 6.00 pm Monday to Friday.*

As is plain for the position of AMMA their proposal seeks to reflect a 38 hour week. In contrast the position of the union reflects current practice as disclosed by Fremantle Commercial Diving during the proceedings on 19 December 2017.

We seek that a member of the Full Bench be made available to assist the parties in reaching agreement over this issue.

Nathan Keats BSc LLB Acc. Spec. (Employment & Industrial)
Principal



McNALLY JONES STAFF

Tattersalls Building | Level 10, 179 Elizabeth Street, Sydney NSW 2000 | DX 283 Sydney
Phone: (02) 9233 4744 | Fax: (02) 9223 7859
E-mail: nathan@mcnally.com.au | Web: www.mcnally.com.au
Sydney • Perth