

AGED CARE LOW PAID BARGAINING COMMUNICATION # 5

Date 7 July 2010

Person	Organisation	E-Mail
Alan Graham	ACS SA/NT	executive@agedcommunity.asn.au
Paul Carberry	ACAA SA/NT	ceo@acaasa.com.au
Steve Holden	ACS Committee	sholden@ech.asn.au
Lesley Dredge	ACSA	LDredge@agedcare.org.au
David Amesbury	ACCV	DavidA@accv.com.au
Charles Wurf	ACAA NSW/ACT	charleswurf@acaansw.com.au
Greg Mundy - CEO	ACS Australia	gmundy@agedcare.org.au
Anton Kardash	ACQI	antonk@acqi.org.au
Stephen Kobelke	ACS WA	ceo@acswa.org.au
Jill Pretty	ACS NSW/ACT	jillp@agedservices.asn.au
Ann-Marie Archer	ACCA WA	amarcher@acaawa.com.au
Gerard Mansour	ACCV	GerardM@accv.com.au
Rob Young	ACCA	youngr@agedcareassociation.com.au
Sultan Kayal	ACS NSW/ACT	SultanK@agedservices.asn.au
Geoff Liggins	ACS NSW/ACT	GeoffL@agedservices.asn.au
Josephine Auerbach	CCI WA	Josephine.Auerbach@cciwa.com
Gerard Boyce		gerardboyce@fjc.net.au
G10 Website		

From Shayne Bakewell

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Subject Full Bench Hearing Tuesday 6 July 2010

Action Item No – for information only

South Australia

Level 1, 82 Waymouth Street
Adelaide SA 5000
Ph (08) 8221 6665
Fax (08) 8221 6660

Victoria

Level 5, 189 Flinders Lane
Melbourne VIC 3000
Ph (03) 9650 2800
Fax (03) 9650 8226

acn 078 829 517

abn 17 078 829 517

www.emaconsulting.com.au

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Dear All,

The full bench yesterday considered submissions from the LHMU, the AWU and the employers as to the directions that should be issued in the case.

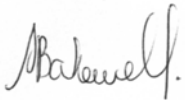
The employers have submitted:

- a much longer timetable to prepare the case over the remaining course of 2010
- sought the joining of the commonwealth to the matter in respect to apportionment of funding
- sought the preliminary timetabling and hearing of employers who are seeking to be removed from the list of respondents
- the determination of what is a low paid employee as a threshold issue

The unions opposed the employer's position. We note that it is unlikely that the FWA will agree to the employer's request of commonwealth in respect to disclosure of funding, but note that the LHMU also opposed this request (in contrast to its informal position on the matter) with employers.

The full bench has reserved its decision and will issue directions at some time in the near future. In any event we note that those directions will mean the commencement of work by the employers to prepare our case.

Kind regards,



Shayne Bakewell
Principal Consultant
Director

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