



DETERMINATION

Fair Work Act 2009

s.160—Application to vary a modern award to remove ambiguity or uncertainty or correct error

Construction, Forestry, Maritime Employees Union
(AM2023/26)

PORTS, HARBOURS AND ENCLOSED WATER VESSELS AWARD 2020

[\[MA000052\]](#)

Port authorities

JUSTICE HATCHER, PRESIDENT

SYDNEY, 22 DECEMBER 2023

Section 160 of the Fair Work Act 2009 (Cth) – variation on modern award to correct error – summary of hourly rates of pay – casual employees – Ports, Harbours and Enclosed Water Vessels Award 2020.

A. Further to the decision issued by the Fair Work Commission on 22 December 2023 [\[\[2023\] FWC 3445\]](#), the above award is varied as follows:

1. By deleting the table appearing in clause A.3.1 and inserting the following:

	Ordinary hours	Saturday	Sunday	Public holiday
	% of ordinary hourly rate ¹			
	125%	175%	225%	275%
	\$	\$	\$	\$
Master	38.34	53.67	69.01	84.34
Mate	36.51	51.12	65.72	80.33
Engineer	36.51	51.12	65.72	80.33
General Purpose Hand, Deckhand, Greaser, Passenger Attendant, Turnstile Attendant, Boating Attendant, Host, Fireman, Trimmer, Linesman, Cook, Sailor, Able Seaman, Leading Hand	34.55	48.37	62.19	76.01
Shipkeeper	31.68	44.35	57.02	69.69

	Ordinary hours	Saturday	Sunday	Public holiday
	% of ordinary hourly rate¹			
	125%	175%	225%	275%
	\$	\$	\$	\$
Crane Driver (under 20 tonnes)	32.24	45.13	58.03	70.92
Crane Driver (over 20 tonnes)	35.50	49.70	63.90	78.10

2. By deleting the table appearing in clause A.3.2 and inserting the following:

	Afternoon	Night	Permanent night	Saturday	Sunday	Public holiday
	% of ordinary hourly rate¹					
	140%	140%	155%	175%	225%	275%
	\$	\$	\$	\$	\$	\$
Master	42.94	42.94	47.54	53.67	69.01	84.34
Mate	40.89	40.89	45.28	51.12	65.72	80.33
Engineer	40.89	40.89	45.28	51.12	65.72	80.33
General Purpose Hand, Deckhand, Greaser, Passenger Attendant, Turnstile Attendant, Boating Attendant, Host, Fireman, Trimmer, Linesman, Cook, Sailor, Able Seaman, Leading Hand	38.70	38.70	42.84	48.37	62.19	76.01
Shipkeeper	35.48	35.48	39.28	44.35	57.02	69.69
Crane Driver (under 20 tonnes)	36.11	36.11	39.97	45.13	58.03	70.92
Crane Driver (over 20 tonnes)	39.76	39.76	44.02	49.70	63.90	78.10

B. This determination comes into operation on 8 January 2024. In accordance with s 165(3) of the *Fair Work Act 2009* (Cth) this determination does not take effect in relation to a particular

employee until the start of the employee's first full pay period that starts on or after 8 January 2024.



PRESIDENT

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