



DIRECTIONS

Fair Work Act 2009

s.156 - 4 yearly review of modern awards

4 yearly review of modern awards – plain language re-drafting

(AM2016/15)

HATCHER, VICE PRESIDENT

SYDNEY, 27 APRIL 2018

4 yearly review of modern awards – plain language re-drafting – substitution of public holidays.

[1] A Statement [\[2018\] FWC 1501](#) was issued on 15 March 2018 in relation to substitution of public holidays and alleged inconsistencies with the NES.

[2] Interested parties are invited to make submissions on:

- The accuracy of the list of substitution clauses referred to the Plain Language Full Bench referred to in paragraph [10] of [\[2018\] FWC 1501](#); and
- Whether an award term which permits public holidays substitution by agreement between an employer and *a majority* of employees excludes the NES or any provision of the NES, within the meaning of s.55(1).

[3] Submissions are to be filed by **4.00 pm on Thursday, 17 May 2018**.

[4] Submissions in reply are to be filed by **4.00 pm on Thursday, 7 June 2018**.

[5] Parties are granted liberty to apply to vary these directions.

[6] All materials are to be sent to amod@fwc.gov.au.

VICE PRESIDENT

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