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## **TRANSCRIPT OF PROCEEDINGS**

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O/N 0350

### **TASMANIAN INDUSTRIAL COMMISSION**

**DEPUTY PRESIDENT P.C. SHELLEY**

**T No 11431 of 2004**

**HOTELS, RESORTS, HOSPITALITY  
AND MOTELS AWARD  
RESTAURANT KEEPERS AWARD  
LICENSED CLUBS AWARD**

**Applications pursuant to the provisions of  
section 23(2)(b) of the Industrial Relations  
Act 1984 by the Australian Liquor, Hospitality  
and Miscellaneous Workers Union - Tasmanian  
Branch to vary the above awards re penalty amounts**

**HOBART**

**9.30 AM, THURSDAY, 22 APRIL 2004**

**HEARING COMMENCED**

**[9.30am]**

PN1

THE DEPUTY PRESIDENT: I would just like to put on the record that this application is as the result of a number of awards being varied a short while ago to reflect provision for the Federal Award and it so happens that there were some errors and omissions that significantly altered the figures. The parties decided that the best way to deal with this was by putting in a fresh application and I put on the record the details of a facsimile transmission that was received by the Commission on 2 April 2004 from Peter Tullgren, of the Australian Liquor Hospitality and Miscellaneous Workers Union, Tasmanian Branch, which says:

PN2

*Re further application.*

PN3

*Commissioner, I refer to the discussions yesterday and now attach a further application. Mr Mazengarb has checked the draft orders and consents to the application. Further, both he and I would be happy for the matter to be dealt with ex parte at the convenience of the Commission. A copy of this facsimile has been sent to Mr Mazengarb. Thank you.*

PN4

And I considered the contents of that facsimile and because of the fact that all of the details surrounding these applications have previously been put on the record I think it is appropriate that the matter be dealt with ex parte, therefore pursuant to section 21(2)(e) the matter will proceed ex parte and the applications will be approved and the awards will be varied in the manner sought. That concludes today's proceedings.

**ADJOURNED INDEFINITELY**

**[9.40am]**