

COMMISSIONER WATLING: I'll take appearances in that matter please.

MR A. CAMERON: If the commission pleases, ANDREW CAMERON, from the Tasmanian Chamber of Commerce and Industry.

COMMISSIONER WATLING: Thank you.

5 **MR J. SWALLOW:** SWALLOW, J.E., AMIEU.

COMMISSIONER WATLING: Thank you. On the last occasion we were together the commission left it to the parties to present it with a draft order to vary the Meat Trades Award which became a new award called the - or a new title to the award - Meat Retailing Award. The parties were to draw the draft orders and to exclude all those
10 areas that were now covered by the Meat Processing Industry Award.

I haven't received anything to date and I was just wondering whether or not the parties may be able to assist me in finalising this matter. Mr Swallow.

We have a document here which we'll title S.1.

15 **MR SWALLOW:** The union puts forward this document that will replace the old Meat Trades Award. Everything has been taken out of it, as we are aware. It has been checked with Mr Cameron from the TCCI and therefore we ask that the new Meat Retailing Award and the date of operation I'd request that it be from the 18th February 1997.

20 **COMMISSIONER WATLING:** Good. Thank you. Now I take it that the draft orders do nothing else than remove the obsolete provisions or provisions that referred to the - or provisions that now fall within the scope of the Meat Processing Industry Award. Is that - Mr Cameron?

25 **MR CAMERON:** If I could that regard Mr Commissioner that in going through the document and removing those parts that were no longer required, we also took the opportunity to consolidate the award in terms of leave provisions and they are shown firstly at page - clause 25 and further at clause 51 in relation to the two sections of that award.

30 We also took the opportunity to insert into that award, at this stage, the provisions relating to carer's leave and that has been incorporated under clause 25 - Leave, and amendments have further been made to the hours of work clause - clause 21 - and the overtime clause - clause 30.

Apart from that there have been no other changes in terms of the terms and conditions of that award as previously existed under the Meat Trades Award.

35 **COMMISSIONER WATLING:** Good. I take it that it's the parties' intention at some future date to restructure this award under the Wage Fixing Principles -

MR CAMERON: As I understand it the union will be making application to restructure the award. At this time we took the opportunity just to consolidate the award in the manner as outlined.

40 **COMMISSIONER WATLING:** Good. Thank you. Righto. No further submissions? No further submissions. Then well I will hand down the decision in relation to this matter very shortly and I'll take this as being the draft orders for the parties in relation to that matter.

That now concludes this matter.

Just before we conclude this matter, Mr Cameron, I note that you made comment that you were varying a couple of things like in the award in relation to leave, to hours of work and to overtime and that may not fall within the purview of your application. It may be appropriate to seek leave to amend.

5 MR CAMERON: Yes, thank you Mr Commissioner, thank you for that advice. The
Tasmanian Chamber of Commerce and Industry does seek leave to vary the
application to allow for the insertion into the Meat Retailers Award provisions in
relation to carer's leave as has been the model clauses approved by the Tasmanian
Industrial Commission. Might point out that those provisions have been inserted into
10 the draft order that has been handed up today, they have been before Mr Swallow,
and have been approved by Mr Swallow, so insertion of those clauses in relation to
carer's leave are by consent. If the commission pleases.

COMMISSIONER WATLING: Good. The hours of work and the overtime matters are
just consequential amendments are they?

15 MR CAMERON: Yes, they flow on from the draft carer's leave provision to allow
under the overtime clause the option for the employees - the majority of employees -
to, in conjunct with the employer, make provision for time to be taken off in lieu of
overtime payments. It also allows further, under the annual leave provision, for single
day absences to be taken as part of the annual leave and further, under the hours
20 clause, make up time as well, Mr Commissioner.

COMMISSIONER WATLING: Good. Is there any objection to the application being
amended? No objection. Leave is granted. Right that does conclude.

HEARING CONCLUDED