

HEARING RECOMMENCED 10.55am

COMMISSIONER: I'll take appearances, please.

MR R. BAKER: Sir, I appear on behalf of the applicant organisation in both matters, P. BAKER.

5 COMMISSIONER: Thank you.

MR R. BROWN: If the commission pleases, BROWN, R., for the TCCI in both matters.

COMMISSIONER: Good. Thank you. Mr Baker?

10 MR BAKER: Thank you, sir. Perhaps if we deal with these in sequence. In matter 7605, that is the minimum rates adjustment matter which was previously before the commission in May of this year, there was agreement reached between the parties as to the application of the minimum rates adjustment schedule as it was contained in the draft order which was given to the commission on
15 that occasion.

However, in discussions with the TCCI subsequently, there seemed to be some difficulties as to ascertaining exactly what had transpired as far as their role in the procedure was concerned, that was, checking of the draft order, which culminated in me actually forwarding a second
20 draft order to the Chamber a couple of weeks ago now.

I'm still not in a position to advise the commission as to whether or not the figures as contained in the draft order as presented to the commission are in fact correct or otherwise. I really can't add anything to that matter at all at this point in time.

25 COMMISSIONER: Right. So, what do we do about it?

MR BAKER: Well, I'm hopeful that the TCCI, being present this morning, may be able to either indicate to the commission that they are prepared to examine the draft order and advise the commission as a matter of some expediency, that they either concur with the figures
30 or they disagree, point out which figures are incorrect, in order that we may be able to present to the commission a draft order today.

COMMISSIONER: I haven't handed down any decision on that matter.

MR BAKER: I understand that, sir.

35 COMMISSIONER: Right. Well, we'll see what Mr Brown has to say on the matter.

MR BROWN: Thank you, commissioner. Firstly, I'll apologise for the lateness, given the changing of the baton, it was an oversight on our part in terms of the hearing being on this morning.

5 In regards to the comments of Mr Baker, I'd like to bring to the commission's attention, that to my knowledge at this point in time, the draft orders have not been checked but in that respect I will undertake to have those draft orders checked today and as previously advised, I believe we certainly do agree in principle to the application, subject to that checking. Given that that promise has been made previously, I
10 understand, we'll certainly undertake to get a response to both Mr Baker and yourself today in respect to the accuracy of those draft orders.

COMMISSIONER: That means that there will still be certain sections that won't have completed their MRAs?

15 MR BROWN: That's my understanding, yes.

COMMISSIONER: Right. So, we'll get the answer on that today and we'll know immediately and hand down a decision on application 7605. Right?

MR BROWN: Yes.

20 COMMISSIONER: We'll await that information so we can get that one sorted out. It was last on, on 5 May and we're still waiting around, which is a bit hard for employers out there if all these increases are coming up and they're going to get it in one hit, through a bit of slackness.

25 I think that concludes this matter, does it not?

MR BAKER: I would hope so, sir.

MR BROWN: I believe so.

30 COMMISSIONER: We'll conclude this matter. I'll await for the orders and then I'll hand down a written decision arising out of this consent matter.

HEARING CONCLUDED