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industrial relations : human resources : employment matters : training

CIRCULAR: GEN/138/NAT/138/21
DATE: 20 May 2021
SUBJECT: Clerks–Private Sector Award 2020 Submissions
ATTENTION: Chief Executive Officer

The Fair Work Commission (**FWC**) is calling for submissions from interested parties regarding its provisional view that the operation of Schedule I in the *Clerks – Private Sector Award 2020* (the **Clerks Award**) should cease at the end of June.

Background

In March 2020, the FWC inserted a new schedule, 'Schedule I-Award flexibility during the COVID-19 pandemic', into the Clerks Award.

The Schedule provides for flexibility in working from home arrangements, including flexible work times and meal or rest breaks for those engaging in remote work.

Schedule I was intended to be a temporary measure and is due to cease operation on 30 June 2021. However, a submission has been filed seeking to extend the operation of the provision on the grounds that the flexibility provided by Schedule I has been beneficial to businesses operating under the Clerks Award.

Call for submissions

- Any interested party opposing the discontinuation of Schedule I should file any further submissions or evidence in support of their views, including the duration of any proposed extension by 4:00pm (AEST) on Friday 28 May 2021.
- Submissions and evidence in reply should be filed by 4:00pm (AEST) on Friday 11 June 2021.
- A hearing will be listed at 9:30am (AEST) on Friday 18 June 2021.
- Parties wishing to appear at the hearing are to provide the name, direct number and organisation by 4:00pm (AEST) on Thursday 17 June 2021 to chambers.ross.j@fwc.gov.au.

The full decision is available here:

<https://www.fwc.gov.au/documents/decisionssigned/html/2021fwcfb2827.htm>

If you have any questions or if you require further information, please contact the SIAG National Advisory Service on 03 9644 1400 or 1300 (SIAG HR) / 1300 742 447. The Information provided in this email is generic advice. For advice in respect of your specific situation please contact us.

Brian Cook
Managing Director

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