

From: [Sharny Chalmers](#)
To: [Nerissa Marat](#)
Cc: [Thane Pearce](#)
Subject: FW: Dispute Notification - RE: Expiry of Copied State Awards
Date: Thursday, 18 August 2022 12:08:11 PM
Attachments: [image002.png](#)
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Dear Ms Marat,

I refer to our correspondence of 9 August (attached) and your email response of 17 August (below).

I now write to notify you of a dispute in accordance with Clause 21 of the *Crown Employees Ageing Disability and Home Care – NSW Department of Family and Community Services (Community Living Award) 2015* (the CLA), being a copied State award for the purposes of Part 6-3A of the Fair Work Act 2009. The dispute concerns Clause 28 of the CLA and by incorporation Clause 65 of the *Crown Employees (Public Service Conditions of Employment) Reviewed Award 2009* (the Conditions Award).

The purpose of this dispute notice is facilitate formal consultation consistent with the broad obligations required under Clause 65 of the Conditions Award. Clause 65 states:

“65. Consultation and Technological Change

65.1 There shall be effective means of consultation, as set out in the Consultative Arrangements Policy and Guidelines document, on matters of mutual interest and concern, both formal and informal, between management and Association.

65.2 The Departmental management shall consult with the Association prior to the introduction of any technological change.”

As outlined in our letter, we seek formal consultation to better understand the nature of the arrangements your organisation plans to put in place for staff affected by the imminent expiry of the copied-State awards that currently regulate their employment.

I can be contacted via this email or on 0437 898 020 and am available to meet at short notice.

Should you fail to respond to this email or otherwise refuse to meet with us by 5:00pm on Monday, 22 August 2022 we will commence dispute proceedings with the Fair Work Commission.

Yours sincerely,

Sharny Chalmers



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