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Employment Law

Tuesday 10 March 2009

8.30am – 1pm

Grace Hotel, 77 York Street, Sydney

Course cost includes tuition, materials and refreshments \$352

I cannot attend but please provide the papers \$165

Total Price includes GST **Total \$**

Payment Options

I enclose a cheque **payable to "CLE, UNSW"**,

or Payment by credit card Mastercard Visa

We do not accept American Express

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Please return this registration form with your payment to:

**CLE,
Faculty of Law,
UNSW, Sydney
NSW 2052.**

Tel: (02) 9385 2267 or (02) 9385 2195

Fax: (02) 9385 1155 or (02) 9385 1778

Email: cle@unsw.edu.au

Website: www.cle.unsw.edu.au

Programme Variation: The Director of CLE retains the right to vary the programme to deal with unforeseen circumstances. This includes cancelling or re-scheduling a programme and changing speakers or content if occasion obliges us to do so.

Cancellation Policy: Cancellations will be accepted up to two weeks prior to the commencement of the course. Withdrawal after this time and before the commencement of the course will result in a cancellation charge of \$100. Cancellations after the commencement of the course will not be eligible for a refund.

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THE UNIVERSITY OF
NEW SOUTH WALES

FACULTY OF LAW
CONTINUING LEGAL EDUCATION

CLE/CPD

Employment Law

Tuesday 10 March 2009

8.30am – 1pm

Grace Hotel, 77 York Street
Sydney

www.cle.unsw.edu.au

Audience

- Employment and Industrial Law specialists
- Corporate Law specialists
- Solicitors in General Practice
- In-house legal advisors
- Human Resource Managers
- Company Directors and Secretaries
- Employer and Union groups

Objective

This seminar will provide an update of the state of Employment law. Of interest are key areas that traditionally concern employers, such as their ability to protect corporate assets and IP; managing the performance of staff contractually; documenting the rights and procedures for the parties in cases of redundancy or termination.

CLE/CPD Points: Four (4)

About CLE/CPD

The CLE/CPD programme is an important link between the Law School at UNSW and the professional community. The programme consists of a series of quality short courses assisting lawyers, accountants, financial planners, executives and other professionals whose work demands up-to-date knowledge of, and skills in, the relevant areas.

Employment Law

Tuesday 10 March 2009

8.30am

Chair: David BRAND, Special Counsel, Thompson Playford Cutlers Lawyers

8.35am

Topic 1: Rights of employees NOW not covered by statutory protections under Forward with Fairness – common law entitlements.

Speaker: Chris MCARDLE, McArdle Legal

9.25am

Topic 2: Enterprise Bargaining under Forward with Fairness

Speaker: Stephen WOODBURY, Partner Blake Dawson

- Key changes proposed under Forward with Fairness Bill
- Rights of trade unions in bargaining process
- Protected industrial action and secret ballots
- Options for employers in responding to a bargaining notice

10.20am Morning Tea

10.40am

Topic 3: Fair Work: a limited return to arbitration

Speaker: Ian LATHAM, Barrister, Denman Chambers

- Equal remuneration orders
- Good faith bargaining
- Low paid bargaining
- Alternative Dispute resolution
- Recent developments under the Independent Contractors Act

11.25am

Topic 4: The Fair Work Safety-Net

Speaker: James POMEROY, Lawyer, Gilbert & Tobin

- National Employment Standards (NES)
- interaction between NES and modern awards
- Fair Work Australia's role to set minimum conditions
- the safety-net and transmission of business

12.10pm

Topic 5: Issues in Termination of Employment

Speaker: Michael BYRNES, Special Counsel Clayton Utz

- Unfair dismissal (including exclusions and remedies)
- Unlawful termination (prohibited grounds for dismissal; adequate notice)
- Termination liabilities
- Impact of Fair Work Act on State remedies
- Termination of employment under the Fair Work Act
- Alternative claims (including breach of contract; implied terms; discrimination and trade practices)
- Strategic considerations for employers
- Recent case law

12.55-1pm Questions –Close

For more information visit our website:
www.cle.unsw.edu.au