



# **Fair Work Commission Amendment (General Protections Applications and Other Measures) Rule 2014**

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I, Iain Ross AO, President of the Fair Work Commission, acting after consultation with the Members of the Fair Work Commission, make the following rule.

Dated: 24 December 2014

Iain Ross AO  
President of the Fair Work Commission

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## **1 Name**

This is the *Fair Work Commission Amendment (General Protections Applications and Other Measures) Rule 2014*.

## **2 Commencement**

This rule commences on 1 January 2015.

## **3 Authority**

This rule is made under the *Fair Work Act 2009*.

## **4 Schedules**

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## Schedule 1—Amendments

### *Fair Work Commission Rules 2013*

#### **1 Rule 21 (heading)**

Repeal the heading, substitute:

#### **21 Response to a general protections application**

#### **2 Subrule 36(4)**

Repeal the subrule (not including the note), substitute:

- (4) Any response by the respondent to an application for the Commission to deal with a dispute under section 739 of the Act must be lodged, in writing, with the Commission as soon as practicable after the respondent is served with the application.

#### **3 Clause 1 of Schedule 1 (cell at table item dealing with F3, column 7)**

Repeal the cell, substitute:

Within 7 calendar days  
after the day the  
respondent was served  
with the Unfair  
Dismissal Application

#### **4 Clause 1 of Schedule 1 (cell at table item dealing with F8, column 3)**

Repeal the cell, substitute:

General  
Protections  
Application  
involving  
dismissal

#### **5 Clause 1 of Schedule 1 (cell at table item dealing with F8, column 4)**

Repeal the cell, substitute:

Section 365 of  
the Act and  
rule 45

#### **6 Clause 1 of Schedule 1 (cell at table item dealing with F8A, column 3)**

Repeal the cell, substitute:

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Response to  
General  
Protections  
Application

**7 Clause 1 of Schedule 1 (cell at table item dealing with F8A, column 7)**

Repeal the cell, substitute:

Within 7 calendar days  
after the day the  
respondent was served  
with the General  
Protections Application

**8 Clause 1 of Schedule 1 (after table item dealing with F8A)**

Insert:

F8C	Dispute resolution	General Protections Application not involving dismissal	Section 372 of the Act and rule 45	Commission	Respondent	As soon as practicable after lodgment with the Commission
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**9 Clause 1 of Schedule 1 (cell at table item dealing with F9A, column 7)**

Repeal the cell, substitute:

Within 7 calendar days  
after the day the  
respondent was served  
with the Unlawful  
Termination Application

**10 Clause 1 of Schedule 1 (cell at table item dealing with F47B, column 7)**

Repeal the cell, substitute:

Within 14 calendar days  
after the day the  
respondent was served  
with the Application for  
a Take-home Pay Order  
(Individual  
Employee/Outworker)

**11 Clause 1 of Schedule 1 (cell at table item dealing with F47D, column 7)**

Repeal the cell, substitute:

Within 14 calendar days  
after the day the  
respondent was served  
with the Application for  
a Take-home Pay Order  
(Multiple  
Employees/Outworkers)

**12 Clause 1 of Schedule 1 (cell at table item dealing with F73, column 7)**

Repeal the cell, substitute:

Within 7 calendar days  
after the day the person  
was served with the  
Application for an Order  
to Stop Bullying

**13 Clause 1 of Schedule 1 (cell at table item dealing with F74, column 7)**

Repeal the cell, substitute:

Within 7 calendar days  
after the day the person  
was served with the  
Application for an Order  
to Stop Bullying