



Australian Government

Comcare

CHIEF EXECUTIVE OFFICER
[REDACTED]

30 April 2021

Committee Secretary
Senate Education and Employment Committees
PO Box 6100
Parliament House
CANBERRA ACT 2600

Dear Committee Secretary

Clarifications to Hansard

I write to you concerning evidence provided to the Education and Employment Legislation Committee at the Estimates hearing on 24 March 2021.

Comcare has identified a need to clarify some evidence provided by Mr Justin Napier, General Manager, Regulatory Operations Group. On page 40 of the transcript in exchanges with Senator Sheldon, Mr Napier stated:

Senator SHELDON: Are you aware that Mr Boyce has a record and has already been consulted, and given improvement notices, about his performance whilst being a commissioner and about his interactions with staff?

Mr Napier: It's not for me to judge that, I think.

Senator SHELDON: I am just asking: are you aware of it?

Mr Napier: Yes.

Comcare would like to clarify that Mr Napier is aware of the recommendations in our Inspector report that were made to the person conducting a business or undertaking, the Fair Work Commission (FWC). Comcare did not issue an improvement notice as a result of this inspection.

Mr Napier is aware that following the Inspector's recommendations, the FWC has educated staff to raise awareness of the FWC's sexual harassment policy and education about unacceptable conduct.

Mr Napier is not aware of whether the FWC has specifically spoken with Mr Boyce about his performance as a Commissioner or his interactions with staff. This is outside the remit of Comcare's inspection.

Please contact Kate Vandenberg, Parliamentary and Executive Support Officer on [REDACTED] should further information be required.

Yours sincerely

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