

Senate Standing Committee on Education and Employment

QUESTIONS ON NOTICE Additional Estimates 2016 - 2017

Agency - Fair Work Commission

Department of Employment Question No. EMSQ17-001471

Senator Cameron asked on 02 March 2017 on proof Hansard page 12

Question

FWC - Penalty Rates appeals process

Senator CAMERON: I have one follow-up question on the decision on penalty rates in the retail and other sectors, a controversial decision. What are the appeal processes for that?
Ms O'Neill: That is actually not a question I can answer, although I am happy to take it on notice.

Answer

An application could be made for judicial review of the penalty rates decision. A Full Court of the Federal Court of Australia has jurisdiction to hear any such application.