

Senate Standing Committee on Education and Employment

QUESTIONS ON NOTICE Additional Estimates 2016 - 2017

Agency - Fair Work Ombudsman

Department of Employment Question No. EMSQ17-001484

Senator Rice asked on 02 March 2017 on proof Hansard page 41

Question

FWO - Domino's investigation

Senator RICE: Yes. Have you requested the names of the franchisees that have underpaid workers?

ACTING CHAIR (Senator Marshall): I think Mr Campbell has said he is not going to answer that. If you want to insist, I will ask him to make a claim of public interest immunity.

Senator Cash: He is not trying to obfuscate. Chair, rather than go down the public interest immunity claim path, which I am happy to support if required, perhaps he could take it on notice and see what information is able to be provided without compromising the integrity of the investigation. That is all that it is about, on my analysis, listening to the evidence.

ACTING CHAIR: Senator Rice, does that satisfy you?

Senator Cash: And we can come back to you on this. It will not be today, obviously. If we could take advice? You are asking very genuine questions—

Senator RICE: Yes. I just want to know whether—

Senator Cash: Absolutely. We are all concerned. So perhaps we can take some advice as to what we can provide and get back to Senator Rice—if you are happy with that, Acting Chair.

ACTING CHAIR: Yes. If you cannot provide it, I think you just need to outline the reasons why it is not in the public interest to do so.

Senator Cash: If you are happy with that, yes.

Senator RICE: Okay.

Answer

The Fair Work Ombudsman (FWO) has requested a range of information from Domino's via a notice to produce documents under section 712 of the *Fair Work Act 2009*.