# Senate Standing Committee on Education and Employment

## QUESTIONS ON NOTICE
## Additional Estimates 2016 - 2017

**Agency - Fair Work Commission**

**Department of Employment Question No.** EMSQ17-001511

**Senator Marshall provided in writing.**

**Question**

**FWC - Termination of agreements**

Termination of agreements
Can you provide the most recent data you have in relation to termination of agreements?
How many agreements have been terminated since the most recent data was published?
How many workers have been involved in those terminations?
How many applications to terminate agreements are on foot?
How many workers are affected?
How many are employer applications are there?
How many union applications?

**Answer**

From 1 July 2016 to 2 March 2017 there were 260 applications for approval to terminate enterprise agreements. Of this total:
- 66 applications were made pursuant to section 222 of the *Fair Work Act 2009* (FW Act) for approval of a termination of an enterprise agreement, requiring the majority of employees to vote to approve the termination.
- 194 applications were made pursuant to section 225 of the FW Act for termination of an agreement after its nominal expiry date.

259 enterprise agreements were terminated from 1 July 2016 to 2 March 2017. A list of terminated agreements is available on the Fair Work Commission (Commission) website: www.fwc.gov.au/agreements/download/terminated_agreements_list.xlsx.

The Commission does not collect any data on the number of workers affected by termination of enterprise agreements.
19 applications for approval to terminate enterprise agreements were on foot as at 2 March 2017:
- 2 applications are pursuant to section 222 of the FW Act; and
- 17 applications are pursuant to section 225 of the FW Act.

Of the 260 applications for approval to terminate enterprise agreements that were lodged with the Commission from 1 July 2016 to 2 March 2017:
- 228 applications were made by employers
- 11 applications were made by employee organisations; and
- 21 applications were made by employees.