

## **Senate Standing Committee on Education and Employment**

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

#### **Outcome 2 - Workplace Relations and Economic Strategy**

**Department of Employment Question No. EMSQ17-001586**

**Senator Cameron asked on 02 March 2017 on proof Hansard page 126**

#### **Question**

##### **Penalty Rates decision made ineffectual by Parliament**

Senator CAMERON: Is the department of the view that the decision of the Fair Work Commission can be made ineffectual by parliament?

Ms Leon: I do not think we have formed a view about anything around that yet.

Senator CAMERON: Have you been asked?

Ms Leon: We certainly have not been formally asked. Obviously, we follow the media and the matters that are in the public domain all the time, but we have not formed a view or given any advice or taken any advice about those issues yet. It is all still evolving this week.

Senator CAMERON: I am asking. Could the decision be made ineffectual by a parliamentary bill?

Ms Leon: We have not given any proper consideration to that yet. I am just not in a position to express a view.

Senator CAMERON: You have not been asked by the government to look at that?

Ms Leon: I do not think so.

Senator CAMERON: You do not think so, or you have not?

Ms Leon: Well, I have not been. I would have to take on notice whether any other officers have.

#### **Answer**

No, the Department was not asked by Government for a view on whether the decision of the Fair Work Commission could be made ineffectual by the Parliament.