

**SENATE EMPLOYMENT, WORKPLACE RELATIONS AND EDUCATION
LEGISLATION COMMITTEE**

**2005-2006 ADDITIONAL SENATE ESTIMATES HEARING
16 FEBRUARY 2006
EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO**

QUESTIONS ON NOTICE

OFFICE OF THE EMPLOYMENT ADVOCATE

Question Number: W768-06

Question:

Senators Wong and Marshall asked in writing:

During the supplementary budget estimates the OEA was asked about its investigation into AWAs approved for Bushman Tanks. Please provide an update on the progress of this investigation. Has any wrong doing by either the OEA, the employer or employees been determined? If so, what remedies have been made available to the parties involved?

Answer:

The OEA has conducted a review of the approval of AWAs in relation to four employees located at the Bushman Tanks Terang worksite in Victoria. There has been no determination of wrongdoing by the OEA, the employer or employees. Prior to any reconsideration of the AWAs by the Employment Advocate, the parties and their representatives reached agreement resolving all issues in contention. The terms of the settlement between the parties have not been disclosed to the OEA and the review file has been finalised. No further action is intended to be taken by the OEA and letters of finalisation were sent to the parties on 19 January 2006.