

**Senate Standing Committee on Education Employment and Workplace Relations**

**QUESTIONS ON NOTICE  
Additional Estimates 2009-2010**

**Agency - Office of the Australian Building and Construction Commissioner**

**DEEWR Question No.EW0903\_10**

**Senator Cameron provided in writing.**

**Question**

**SHAM CONTRACTING AUDITS**

1. Is the ABCC aware of any sham contracting in the construction industry?
2. Is the Commission aware of the report broadcast on ABC TV's 7.30 Report on 22nd September 2009 in which there were very strong suggestions made, and not refuted by anyone involved, that sham contracting is rife in the construction industry? If the Commission is not aware of the report, why not?
3. If the Commission is aware of the report, has it made any inquiries of any of the parties involved or named in the report that would establish the veracity or otherwise of the claims made in the report? If not, why not?
4. If it has followed up on the report, what has been the outcome of the Commission's inquiries or investigations?
5. Since 1st September 2009, how many sham contracting referrals has the ABCC made to the Fair Work Ombudsman and/or its predecessor?

**Answer**

*The Office of the Australian Building and Construction Commissioner has provided the following response:*

1. Yes.
2. Yes.
3. Yes.
4. Investigations are continuing.
5. Nil.