

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

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

**Outcome 5 - Workplace Relations**

**DEEWR Question No.EW1061\_10**

**Senator Abetz asked on 10/02/2010, Hansard page 148.**

**Question**

***AUSTRALIAN POSTAL CORPORATION V COMMUNICATIONS, ELECTRICAL,  
ENERGY, INFORMATION, POSTAL, PLUMBING AND ALLIED SERVICES UNION  
OF AUSTRALIA-COMMUNICATIONS DIVISION (CEPU) [2010]FWAFB 344.***

Senator ABETZ—..... Is the government comfortable with the decision or is the government of the view that this is an interpretation that it had not anticipated and therefore it might amend the legislation? Mr Kovacic—I am unable to comment in terms of the level of— Senator ABETZ—All right. If the minister can take that on notice. Senator Arbib—I am happy to check that with the Deputy Prime Minister.

**Answer**

The Department considers the Full Bench decision is consistent with the relevant provisions of the *Fair Work Act 2009* and the policy intention underpinning those provisions.