

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

**QUESTIONS ON NOTICE
Additional Estimates 2012-2013**

Agency - ABCC/FWBC

DEEWR Question No. EW0907_13

Senator Abetz asked on 13 February 2013, Hansard page 58

Question

Sham Contracting

Senator ABETZ: Can you just take me through the statistics of complaints of sham contracting that have then actually proceeded to prosecution or finding that some private arrangement has been made. Because, as I understand it, a lot of the complaints of sham contracting, once they are actually investigated, are actually withdrawn or not pursued any further because the complainant is unable to satisfy or other information comes to hand which confirms the contractors status. Mr Johns: Can I take on notice that quantum and how they then fall out, if you like.

Answer

Fair Work Building and Construction has provided the following response:

FWBC and the ABCC have conducted 501 investigations into sham contracting.

73 were settled through a non-litigation outcome.

8 sham contracting matters have proceeded to prosecution.

10 sham contracting investigations are currently with FWBC's legal department for assessment.