

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

**2004-2005 BUDGET SENATE ESTIMATES HEARING
31 MAY AND 1 JUNE 2004**

EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO

QUESTIONS ON NOTICE

Outcome 2: Higher productivity, higher pay workplace

Output Group 2.2: Workplace relations implementation

Output 2.2.8: Building Industry Taskforce

Question Number: W087-05

Question:

Senator Cook asked at Hansard page 25/26/32:

In relation to the case study entitled 'Commission orders workers to return to work' you refer to a matter dealt with by Commissioner Harrison where he 'handed down a return-to-work order'

The decision discloses 'alleged industrial action, opposition by union members to proposed changes to the Workplace Relations Act 1996 and evidentiary requirements to establish jurisdiction'.

- (a) Is this the decision being referred to in the case example?
- (b) Was any appeal taken by the MBA or by the minister, who was an applicant in these proceedings and thus had standing, for the direction to be enforced?
- (c) Did the Judge make any reference in his summing up of the case to the taskforce?

Answer:

- (a) Yes.
- (b) Neither the MBA nor the Minister took further action in relation to this case.
- (c) No.