

**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: W088-05**

**Question:**

Senator Cook asked at Hansard page 44:

In relation to the case of Alfred v. Brcic—the statement made by Peter Crabtree was put before the court at the time at which His Honour was considering the penalty to impose. Can the department confirm when the plea of guilty was entered and in the proceedings in which the court turned its mind to the penalty the statement of Crabtree was entered into the record.

**Answer:**

The CFMEU's 'plea of guilty' was entered on 2 March 2004 when the matter was adjourned to the following day for determination of penalty. The Crabtree statement was tendered by the union lawyer at the hearing on penalty on 3 March 2004. After objection, the judge rejected the document. Therefore the Crabtree statement was never 'entered into the record'.