

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

**2005-2006 BUDGET SENATE ESTIMATES HEARING
30 ,31 MAY and 3 JUNE 2005**

EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO

QUESTIONS ON NOTICE

Outcome 1: Efficient and effective labour market assistance

Output Group 1.2: Labour market programme management and delivery

Outputs 1.2.3: Indigenous employment programmes

Question Number: W070-06

Question:

Senator Carr asked at *Hansard* page 50/51:

At any point did the Department inspect the facilities and the equipment available in the company?

Can the Department provide a copy of the agreement that was entered into in November last year?

Could the Department advise whether the original agreement signed covered basic conditions of employment of the trainees?

Answer:

The department conducted an initial visit in February 2003 and a subsequent monitoring visit on 14 May 2003 in connection with the organisation's funding under the STEP Programme. This was not an inspection of facilities and equipment.

The letter received from Seawind requesting that the contract be terminated and the Deed of Termination of Contract are attached as requested.

The original agreement included the following relevant provision:

“In operating the Project, the Provider shall provide a working environment and workplace free of sexual harassment and unlawful discrimination and shall comply with the provisions of any legislative and other requirements of the Commonwealth, State or Territory and local Government, in particular:

- (a) The *Disability Discrimination Act 1992*;
- (b) The *Racial Discrimination Act 1975*;
- (c) The *Sex Discrimination Act 1984*;
- (d) The *Workplace Relations Act 1996*;
- (e) Industrial Relations and Award conditions; and
- (f) Occupational Health and Safety requirements.”