

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

**QUESTIONS ON NOTICE
Budget Estimates 2011-2012**

Outcome 5 - Workplace Relations

DEEWR Question No. EW0157_12

Senator Fisher provided in writing.

Question

Contractors and Competition Law

1. Can the department please conduct a qualitative and quantitative analysis of issues dealt with in each of the following clauses (numbered below) in the attached agreement, with any agreement approved by the Fair Work Australia (FWA) in comparable sectors or industries?

Contractors and competition law

- The security of employees is not to be 'impaired' by the use of contractors (clause 3.10.1)
- Where contractors are to be used, the name, class of work, job classification and place of work of the contractor is to be supplied to the union. (clause 3.10.4)

Answer

Based on data drawn from the department's Workplace Agreements Database, 3.3 per cent of agreements approved under the *Fair Work Act 2009* in 2009 and 2010 include provisions dealing with conditions related to the employment of contractors. The Workplace Agreements Database does not contain information about the scope of such clauses, or distinguish between types of conditions.