

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

**2005-2006 SUPPLEMENTARY BUDGET SENATE ESTIMATES HEARING  
2 and 3 NOVEMBER 2005**

**EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO**

**QUESTION ON NOTICE**

**Outcome 2: Higher productivity, higher pay workplace**

**Output Group 2.1: Workplace relations policy and analysis**

**Output 2.1.1: Workplace relations policy advice**

**Question Number: W612-06**

**Question:**

Senator Marshall asked in writing:

What will be required to terminate a 'transitional agreement' that was previously a State agreement? Upon being terminated, will the employees covered by such an agreement become award free?

**Answer:**

The *Workplace Relations Amendment (WorkChoices) Act 2006* provides that the termination of preserved State agreements (transitional State agreements) may only occur using the same termination procedures that applied immediately before the commencement of the reforms.

If a preserved State agreement, whether individual or collective, is terminated, employees will be protected by the Australian Fair Pay and Conditions Standard.