

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

**2006-2007 SUPPLEMENTARY BUDGET SENATE ESTIMATES HEARING  
2<sup>ND</sup> NOVEMBER 2006**

**EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO**

**QUESTIONS ON NOTICE**

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

**Output Group 2.2: Workplace relations implementation**

**Output 2.2.3: Workplace relations services**

**Question Number: W736-07**

**Question:**

Senator Wong asked in writing: In his decision Justice Finkelstein determines that the Government cannot be a creditor under GEERS. Does this put at risk the ability of the Commonwealth to influence any liquidation of company assets for the purpose of maximising the chances of being reimbursed for payments made under GEERS?

**Answer:**

The decisions confirmed that the Commonwealth's right of repayment in respect to GEERS advances is protected under section 560 of the *Corporations Act 2001*. The Department does not seek to influence the outcome of the liquidation of company assets beyond maximising of returns against GEERS advances.

**Estimated cost:** Based on the FOI calculator it has taken approximately 2 hours at an estimated cost of \$40 to prepare this answer.