

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

**2006-2007 SUPPLEMENTARY BUDGET SENATE ESTIMATES HEARING
2ND NOVEMBER 2006**

EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO

QUESTIONS ON NOTICE

Outcome 2: Higher productivity, higher pay workplaces

Output Group 2.1: Workplace relations policy and analysis

Output 2.1.2: Workplace relations legislation development

Question Number: W770-07

Question:

Senator Wong asked in writing:

Fair Pay Commission - Scope of Application of Decision

- a) If a business was established after the commencement of the WorkChoices Act and the business employs a new worker, will the new employee be covered by a preserved pay and classification scale?
- b) If so, will the new employee receive the benefit of the AFPC's first wage decision?
- c) If not, why not?

Answer:

- a) This will depend on the whether there is an applicable preserved pay and classification scale. For example:
 - the employer is a member of an association that is bound to a Pay Scale;
 - If the nature of work of the employee is covered by a Pay Scale (eg derived from a State common rule award); or
 - If the employer is covered by a Pay Scale derived from State minimum wage legislation (subject to exemptions previously in that legislation)
- b) Yes.
- c) Not applicable.

Estimated cost: Based on the FOI calculator it has taken approximately 3 hours at an estimated cost of \$60 to prepare this answer.