

EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS

**SENATE LEGISLATION COMMITTEE - QUESTIONS ON NOTICE
2008-09 SUPPLEMENTARY BUDGET ESTIMATES HEARING**

Outcome 9

DEEWR Question No. EW892_09

Senator Fisher asked on 23 October 2008, EEWHR Hansard page 33.

Question

Union Representation Rights

In the scenario where a union had the right to represent a worker in wage negotiations and where the employer had the obligation to negotiate with that union in respect of that employee, unless the worker writes to the union saying, 'Desist. I don't want you there', would legislative change be necessary to stop a union being the default agent?

Answer

It is not possible to provide a definitive answer about the nature or extent of legislative amendment that may be required to a hypothetical legislative framework to achieve a particular result.