

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

**QUESTIONS ON NOTICE
Additional Estimates 2010-2011**

Agency - Australian Building and Construction Commission

DEEWR Question No.EW0692_11

Senator Abetz asked on 23/02/2011, Hansard page 81.

Question

ABCC - LEGAL MANAGERS MERGED

Senator ABETZ—We have a Legal Manager Northern position, or did have, which has been abolished? Mr Johns—That is correct, yes. So the two SES positions relating to the northern region were abolished because I merged the northern region with what was called the south and eastern region. So rather than have three separate regions of managerial control I now have two. I have a central western region and an eastern region. So the two operational positions northern, both the field operations position and the legal position, were abolished. Senator ABETZ—If you can then tell us what compensation was paid. Mr Johns—Yes.

Answer

The Office of the Australian Building and Construction Commissioner has provided the following response:

Section 37 of the *Public Service Act 1999* gives agency heads the power to offer an ongoing SES employee the opportunity to retire with an incentive.

The previous Legal Manager Northern was offered an Incentive to Retire package based on the standard APS redundancy formula which consists of:

- 2 weeks of salary per year of service (to a maximum of 48 weeks of salary)
- 4- 5 weeks' salary paid in lieu of notice (5 weeks for employees over 45 years)

Accrued annual leave and long service leave entitlements were also paid.

The APS Commissioner was advised of the package details and approved the payment.