



FAIR WORK  
AUSTRALIA

5 April 2012

GENERAL MANAGER

The Hon. Senator G. Marshall  
Senate Standing Committees on Education, Employment and Workplace Relations  
PO Box 6100  
Parliament House  
Canberra ACT 2600

Dear Senator

**Report of the Investigation into the Health Services Union National Office**


I write in reply to your letter dated 4 April 2012 in which you requested, on behalf of the Committee that I provide a copy of the report on Fair Work Australia's Investigation into the National Office of the Health Services Union as soon as it is possible to do so.

On 28 March 2011 I was provided by my delegate with his Report to me of his investigation into the Health Services Union National Office. The Report is extensive, and is approximately 1100 pages (not including attachments). I have been considering the Report since that time, and on 3 April 2012 I referred the entire report to the Commonwealth Director of Public Prosecutions in accordance with paragraph 336(2)(c) of the *Fair Work (Registered Organisations) Act 2009*. However I am still reviewing the Report with a view to being satisfied that the contraventions set out in the delegate's Report are established in respect of individuals and determining whether to take action under paragraphs 336(2)(a) or (b) of the Act.

I consider that provision of the Report to the Committee while I am still considering these matters would not be in the public interest as to do so could prejudice my consideration of the Report, and any further action which I might decide to take.

However, I do not consider that provision of the Report to the Committee after I have completed my consideration of it would prejudice any further action which I may decide to take. Accordingly, I propose to provide a copy of the Report to the Committee in accordance with your request as soon as I have completed my consideration, which I presently anticipate to be within four to six weeks from today.

Yours sincerely

  
Bernadette O'Neill  
General Manager