

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

**QUESTIONS ON NOTICE
Budget Estimates 2013-2014**

Outcome 4 - Workplace Relations and Economic Strategy

DEEWR Question No. EW0187_14

Senator Abetz asked on 4 June 2013, Hansard page 118

Question

Ecotech Building Services decision and interpretation of FWA

Senator ABETZ: Have we had a look at the decision of Commissioner Bull on Ecotech Building Services, and does that reflect the government's policy views and interpretation of what the Fair Work Act allows in relation to flexibility arrangements?
Mr O'Sullivan: I will have to take that on notice. Senator ABETZ: All right, if you could. It is a decision of 13 May 2013, where the flexibility arrangement was sought to simply deal with entitlement to trade union training leave and blood donor leave. If you could take that on notice I would be much obliged.

Answer

The Commonwealth considers that Commissioner Bull was correct to find that the model flexibility term was taken to be a term of the *Ecotech Building Services Pty Ltd AMWU On-site Construction Collective Agreement for New South Wales 2012-15* (the Ecotech Agreement).