

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

**QUESTIONS ON NOTICE
Budget Estimates 2012-2013**

Agency - ABCC/FWBII

DEEWR Question No. EW0202_13

Senator Abetz asked on 28 May 2012 , Hansard page 78

Senator ABETZ: But the civil proceedings between John Holland and the CFMEU had settled?

Mr Johns: There was a proceeding commenced by John Holland. That proceeding did not go to finalisation. I was not there at the time and cannot recall on what basis it was settled, whether there was a notice of discontinuance or whether there were orders by consent. We can look into that for you.

Answer

Fair Work Building & Construction has provided the following response:

A notice of discontinuance was filed in the matter of *John Holland Pty Ltd v AFMEP & Kindred Industries Union & Ors* on 20 May 2009.