

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

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

Agency - ABCC/FWBII

DEEWR Question No. EW0116_13

Senator Cameron asked in writing

Question

ABCC – AGS review of failure of Setka prosecution

In answer to question EW0989_12, the ABCC said the previously announced Australian Government Solicitor will be conducting an inquiry into the facts, matters and circumstances surrounding the evidence of ABC inspectors at the committal hearing of John Setka and Matt Hudson.

Questions:

1. Has the AGS completed its inquiry?
2. If so, what are the findings of the inquiry?
3. If not, when will the inquiry be completed and will the Commissioner release the findings of the inquiry?

Answer

Fair Work Building & Construction has provided the following response.

1. Yes. On Saturday, 7 July 2012 AGS provided its report to the Acting Director of FWBC.

On Monday, 9 July 2012 the Acting Director of FWBC provided a copy of the AGS Report to FWBC personnel named in it to provide them with an opportunity to respond to the conclusions of fact and recommendations made in the AGS Report.

2. The findings will be released once the process of providing people named in the report with natural justice and an opportunity to respond is complete.
3. As above.