

**SENATE EMPLOYMENT, WORKPLACE RELATIONS AND EDUCATION
LEGISLATION COMMITTEE**

**2003-2004 SUPPLEMENTARY BUDGET ESTIMATES HEARING
6 NOVEMBER 2003**

OFFICE OF THE EMPLOYMENT ADVOCATE

QUESTIONS ON NOTICE

Question Number: W153-04

Question:

Senator Webber asked in writing:

Surely a person who is prepared to work nights does so as much for the higher wages as for the notion of “choice of hours”?

Answer:

Where an employee chooses to work nights under an AWA which does not pay a penalty for those hours, it follows that the employee has not made their choice for the reason which the Senator suggests.