

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

**2005-2006 SUPPLEMENTARY BUDGET SENATE ESTIMATES HEARING
2 and 3 NOVEMBER 2005**

EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO

QUESTIONS ON NOTICE

OFFICE OF THE EMPLOYMENT ADVOCATE

Question Number: W566-06

Question:

Senator Marshall asked in writing:

Please provide details on the number of AWAs and certified agreements that contain the following provisions:

- variable start and finish times;
- averaging hours over weeks, months or a year;
- flexible working time arrangements;
- greater flexibility in using rostered days off;
- cashing out of some leave entitlements;
- annualised salaries incorporating penalty and overtime components; and
- greater flexibility in take rest and meal breaks.

Answer:

The OEA does not code for provisions in every approved AWA and is therefore unable to specify how many approved AWAs contain the provisions listed in the question. Further, the OEA has no responsibility for certified agreements.

Periodically the OEA may code a sample of AWAs for the purpose of reporting on the incidence of clauses and provisions. This was last done on a sample of 500 AWAs approved in 2002 and 2003 for the purposes of the report *'Agreement making in Australia under the Workplace Relations Act, 2002 and 2003'*.