2008-2009

The Parliament of the
Commonwealth of Australia

THE SENATE

Fair Work Bill 2008

(Government)

(1) Clause 318, page 276 (line 12), omit paragraph (3)(d), substitute:
(d) whether the transferable instrument would have a negative impact on the productivity of the new employer’s workplace;
(e) whether the new employer would incur significant economic disadvantage as a result of the transferable instrument covering the new employer;
(f) the degree of business synergy between the transferable instrument and any workplace instrument that already covers the new employer;
(g) the public interest.

[transfer of business]

(2) Clause 319, page 277 (line 34), omit paragraph (3)(d), substitute:
(d) whether the transferable instrument would have a negative impact on the productivity of the new employer’s workplace;
(e) whether the new employer would incur significant economic disadvantage as a result of the transferable instrument covering the new employer;
(f) the degree of business synergy between the transferable instrument and any workplace instrument that already covers the new employer;
(g) the public interest.

[transfer of business]

(3) Clause 320, page 278 (line 23), at the end of subclause (2), add:
; or (c) to enable the transferable instrument to operate in a way that is better aligned to the working arrangements of the new employer’s enterprise.

[transfer of business]

(4) Clause 320, page 279 (line 14), omit paragraph (4)(d), substitute:
(d) whether the transferable instrument, without the variation, would have a negative impact on the productivity of the new employer’s workplace;
(e) whether the new employer would incur significant economic disadvantage as a result of the transferable instrument, without the variation;
(f) the degree of business synergy between the transferable instrument, without the variation, and any workplace instrument that already covers the new employer;
(g) the public interest.

[transfer of business]