The Parliament of the Commonwealth of Australia

THE SENATE

Fair Work (Registered Organisations) Amendment (Ensuring Integrity) Bill 2019

(Amendment to be moved by Senator Faruqi, on behalf of the Australian Greens, in committee of the whole)

(1) Page 2 (after line 12), after clause 3, insert:

4 Review of this Act

(1) The Minister must cause an independent review to be conducted of the operation of the amendments made by this Act to the Fair Work (Registered Organisations) Act 2009 (the Registered Organisations Act).

(2) The review must be commenced as soon as practicable after the end of 2 years after this Act commences.

(3) Without limiting the matters the review may examine, the review must examine the following:
   (a) the effectiveness of the amendments to the Registered Organisations Act made by this Act;
   (b) whether there is a need for further amendments to the Registered Organisations Act relating to the administration of dysfunctional organisations and a public interest test for amalgamations of organisations;
   (c) whether the Commissioner has acted as a model litigant in proceedings involving the Commissioner;
   (d) whether the Commissioner has, in carrying out the Commissioner’s functions, focused on matters that relate to systematic patterns of conduct engaged in by organisations or officers of organisations.

(4) The Minister must ensure that the persons who conduct the review have the ability to seek independent legal advice in relation to the review.

(5) The persons who conduct the review must give the Minister a written report of the review.
(6) The Minister must cause a copy of the report to be tabled in each House of the Parliament within 15 sitting days of that House after the report is given to the Minister.

(7) An expression used in this section that is also used in the Registered Organisations Act has the same meaning as in that Act.

[review]