



# Supplementary Notice Paper

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## Industrial Relations Legislation Amendment Bill 2021 [53-1]

SNP 53, Issue No. 2

Tuesday, 14 December 2021

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When in committee on the *Industrial Relations Legislation Amendment Bill 2021*:

### Clause 2

**Hon Nick Goiran:** To move —

1/2 Page 2, after line 8 — To insert:

(aa) section 40A — on the day after that day;

**Hon Nick Goiran:** To move —

3/2 Page 2, after line 10 — To insert:

(1A) However —

- (a) if no day is fixed under subsection (1)(b) before the end of the period of 10 years beginning on the day on which this Act receives the Royal Assent, this Act is repealed on the day after that period ends; or
- (b) if paragraph (a) does not apply, and a provision of this Act does not come into operation before the end of the period of 10 years beginning on the day on which this Act receives the Royal Assent, the provision is repealed on the day after that period ends.

### Clause 16

**Hon Nick Goiran:** To move —

4/16 Page 16, line 25 to page 18, line 16 — To delete the lines.

**Clause 18****Hon Nick Goiran:** To move —**5/18** Page 19, line 8 — To delete “, 37D(5)”.**Clause 24****Hon Nick Goiran:** To move —**6/24** Page 28, lines 20 to 24 — To delete the lines.**Clause 25****Hon Nick Goiran:** To move —**7/25** Page 29, lines 7 to 9 — To delete the lines and insert:

- (3) The Commission may make the order only if it is satisfied that —
  - (a) the owner or occupier of the habitation premises has had a reasonable opportunity to make representations to the Commission about the application made under subsection (2);
  - (b) the application made under subsection (2) is for the purpose of obtaining information that cannot be obtained in any manner other than entry to the habitation premises by the authorised representative; and
  - (c) exceptional circumstances exist warranting the making of the order.

**Clause 38****Hon Nick Goiran:** To move —**8/38** Page 48, after line 17 — To insert:

- (3) The regulations may make a declaration only if the Minister is satisfied that the employer has consented to the declaration.

**New Clause 40A****Hon Nick Goiran:** To move —**2/NC40A** Page 56, after line 11 — To insert:**40A. Section 80L amended**

In section 80L(1) after “(5),” insert:

33,

**Clause 65****Hon Nick Goiran:** To move —**9/65** Page 92, lines 10 to 14 — To delete the lines and insert:

proposed entry unless the Commission has made an order waiving the requirement under this subsection to give the notice.

**Hon Nick Goiran:** To move —**10/65** Page 92, lines 17 to 23 — To delete the lines and insert:

- (3C) The Commission may make an order under subsection (3A)(b) only if it is satisfied that —
- (a) the owner or occupier of the industrial location or business premises has had a reasonable opportunity to make representations to the Commission relating to application made under subsection (3B);
  - (b) the application made under subsection (3B) is for the purpose of obtaining information that cannot reasonably be obtained in any manner other than entry to the industrial location or business premises; and
  - (c) a notice under subsection (3A) would defeat the purpose for which the power in subsection (3)(a) is intended to be exercised.

**Clause 70****Hon Nick Goiran:** To move —**11/70** Page 96, line 28 — To delete “37D,”.**Hon Nick Goiran:** To move —**12/70** Page 96, line 31 — To delete “37D,”.