

House of Representatives  
**Supplementary Order Paper**

**Tuesday, 12 October 2004**

**Employment Relations Law Reform Bill**

---

*Proposed amendments to Supplementary Order Paper No 263*

Hon Paul Swain, in Committee, to move the following amendments:

*Clause 30: new section 69O*

To insert in the definition of **bargaining fee clause**, after *paragraph (a)* (on page 2), the following paragraph:

“(ba) specifies the amount of the bargaining fee; and

*Clause 30: new section 69P*

To insert in the heading to that section, after the words “**agreed to**” (on page 2), the words “**first by employer and union and then**”.

To omit *subsection (1)* (on page 2), and substitute the following subsection:

“(1) A bargaining fee clause does not come into force unless the clause has—

“(a) first been agreed to by the employer and the union in a collective agreement; and

“(b) then been agreed to in a secret ballot held in accordance with this section.

To insert, after *subsection (3)* (on page 2), the following subsection:

“(3A) For the purposes of a secret ballot, a ballot paper must contain, or have attached to it, a copy of the bargaining fee clause.

---

**Explanatory note**

This Supplementary Order Paper contains amendments to the amendments in Supplementary Order Paper No 263 relating to bargaining fee clauses.

The amendments in this Supplementary Order Paper—

- require a bargaining fee clause in a collective agreement to specify the amount of the bargaining fee:
  - clarify that an employer and a union must first agree on a collective agreement containing a bargaining fee clause before a secret ballot is held on the clause:
  - require a ballot paper to contain, or have attached to it, a copy of the bargaining fee clause.
-