

2016

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

**Fair Work Amendment (Protecting
Weekend Pay and Penalty Rates) Bill
2016**

No. , 2016

(Mr Bandt)

**A Bill for an Act to amend the *Fair Work Act 2009*,
and for related purposes**

EXPOSURE DRAFT

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1 **A Bill for an Act to amend the *Fair Work Act 2009*,**
2 **and for related purposes**

3 The Parliament of Australia enacts:

4 **1 Short title**

5 This Act may be cited as the *Fair Work Amendment (Protecting*
6 *Weekend Pay and Penalty Rates) Bill 2016*.

7 **2 Commencement**

8 (1) Each provision of this Act specified in column 1 of the table
9 commences, or is taken to have commenced, in accordance with
10 column 2 of the table. Any other statement in column 2 has effect
11 according to its terms.
12

Commencement information

Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details

1. The whole of this Act	The day after this Act receives the Royal Assent.	
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1 Note: This table relates only to the provisions of this Act as originally
2 enacted. It will not be amended to deal with any later amendments of
3 this Act.

4 (2) Any information in column 3 of the table is not part of this Act.
5 Information may be inserted in this column, or information in it
6 may be edited, in any published version of this Act.

7 Legislation that is specified in a Schedule to this Act is amended or
8 repealed as set out in the applicable items in the Schedule
9 concerned, and any other item in a Schedule to this Act has effect
10 according to its terms.

1
2

Schedule 1—Amendments

3

Fair Work Act 2009

4

1 After Section 135

5

Insert a new section:

6

135A Special provisions relating to penalty rates

7

A penalty rate in a modern award cannot be varied unless the FWC is satisfied that any variation will provide for a penalty rate equal to or higher than that in force in the modern award as at 1 July 2016.

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