



Law Council  
OF AUSTRALIA

Office of the President

29 October 2021

The Hon Justice IJK Ross AO  
President  
Fair Work Commission  
Level 4, 11 Exhibition Street  
MELBOURNE, Vic, 3000

By email: [consultation@fwc.gov.au](mailto:consultation@fwc.gov.au)

Dear Justice Ross

**Consultation: Stopping sexual harassment at work**

The Law Council of Australia appreciates the opportunity to comment on the Fair Work Commission's (FWC) [consultation on stopping sexual harassment at work](#), following to the commencement of the *Sex Discrimination and Fair Work (Respect at Work) Amendment Act 2021*.

The Law Council, in consultation with its expert advisory Equal Opportunity Committee, has considered and welcomes the changes proposed by the FWC to its rules, forms and bench book. We consider that the benchbook will be a helpful tool for parties lodging or responding to applications to stop sexual harassment at work.

The Law Council however recommends that the benchbook be reviewed in the 12 - 48 months following commencement of the applications, to ensure that any issues not anticipated prior to commencement are identified and mitigated.

If you would like to discuss this matter further, please do not hesitate to contact me directly on 0438 301 956 or [Jacoba.Brasch@lawcouncil.asn.au](mailto:Jacoba.Brasch@lawcouncil.asn.au). Alternatively, please contact Tarryn Gaffney, Senior Policy Lawyer, on (02) 6246 3752 or at [tarryn.gaffney@lawcouncil.asn.au](mailto:tarryn.gaffney@lawcouncil.asn.au).

Yours sincerely

**Dr Jacoba Brasch QC**  
President