

## **Part 6-4B—Workers bullied or sexually harassed at work**

### **Division 1—Introduction**

#### **789FA Guide to this Part**

This Part allows a worker who has been bullied at work to apply to the FWC for an order to stop the bullying or sexual harassment.

#### **789FB Meanings of *employee* and *employer***

In this Part, *employee* and *employer* have their ordinary meanings.

### **Division 2—Stopping workers being bullied or sexually harassed at work**

#### **789FC Application for an FWC order to stop bullying or sexual harassment**

- (1) A worker who reasonably believes that he or she has been bullied or sexually harassed at work may apply to the FWC for an order under section 789FF.
- (2) For the purposes of this Part, *worker* has the same meaning as in the *Work Health and Safety Act 2011*, but does not include a member of the Defence Force.

Note: Broadly, for the purposes of the *Work Health and Safety Act 2011*, a worker is an individual who performs work in any capacity, including as an employee, a contractor, a subcontractor, an outworker, an apprentice, a trainee, a student gaining work experience or a volunteer.

- (3) The application must be accompanied by any fee prescribed by the regulations.
- (4) The regulations may prescribe:
  - (a) a fee for making an application to the FWC under this section; and
  - (b) a method for indexing the fee; and
  - (c) the circumstances in which all or part of the fee may be waived or refunded.