

Your responses suggest that you may apply to the Fair Work Commissioner to deal with the matter.

342 Meaning of *adverse action*

- (1) The following table sets out circumstances in which a person takes *adverse action* against another person.

Meaning of *adverse action*

| Item | Column 1 <i>Adverse action</i> is taken by ... | Column 2 if ... |
|------|---|--------------------|
|------|---|--------------------|

| | | |
|---|---------------------------------|--|
| 1 | an employer against an employee | the employer: (a) dismisses the employee; or (b) injures the employee in his or her employment; or (c) alters the position of the employee to the employee's prejudice; or (d) discriminates between the employee and other employees of the employer. |
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Subdivision B—Other contraventions

372 Application for the FWC to deal with a non-dismissal dispute

If:

- (a) a person alleges a contravention of this Part; and
- (b) the person is not entitled to apply to the FWC under section 365 for the FWC to deal with the dispute;

the person may apply to the FWC under this section for the FWC to deal with the dispute.