

*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***

---

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

---

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.
---	---------------------------------	--

### **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.