

## ANNEXURE A

### PROPOSED RULES OF THE MINING & ENERGY UNION

<b>Rule</b>	<b>Annexure 5 (amended)</b>	<b>Annexure 5 (further amended)</b>	<b>Explanation for amendment</b>
2(B)(c)(ii)	to perform construction work, or any work incidental to construction work, including but not limited to expansion, maintenance, shutdown or demolitions works.	to perform construction work, or any work incidental to construction work. Such construction work or work incidental to construction work includes but is not limited to expansion, maintenance, shutdown or demolition work	Minor amendment to construction carve-out of FEDFA rule to clarify what the “including” links to.
2(D), 2(E)(d)(i), 2(F)(h)(i), 2(G)(b)(i), 3(B)(b)(ii), 3(D), 3(E)(d)(i), 3(F)(h)(i), 3(G)(b)(ii)			Identical minor amendment to construction carve-out of FEDFA rule as above.
2(B)(c)(iii)			This rule refers to the Nyrstar zinc smelter in Tasmania. Annexure 5 (amended) spelt Nyrstar incorrectly. This spelling error is corrected in Annexure 5 (further amended).
3(B)(b)(iii)			Identical correction of spelling error as Rule 2(B)(c)(iii).
2(F)(da)		Provided that nothing in sub-Rules 2(F)(a), (b) or (c) shall make eligible for membership the following persons engaged	Rule 2(F) concerns additional eligibility in NSW. The rule provides for eligibility in the coal, shale or coke industries in the Western

		<p>in or in connection with the Metalliferous Mining Industry:</p> <p>(A) persons performing construction work, or any work incidental to construction work. Such construction work includes but is not limited to expansion, maintenance, shutdown or demolition work; and</p> <p>(B) persons that provide services in the mobile crane hire industry including the hiring, operating or driving of mobile cranes, mobile elevated work platforms and like equipment.</p>	<p>District and in the Metalliferous Mining Industry.</p> <p>Rule 2F(da) is an agreed carve-out of MEU eligibility with respect to construction and mobile cranes in the metalliferous mining industry. It was omitted in error from Annexure 5 (amended).</p>
3(F)(da)			Identical amendment as Rule 2(F)(da).
2(F)(e)(i)	The rule included reference to "operators of rear side and/or bottom dumpers on construction work"	The rule does not include the reference to "operators of rear side and/or bottom dumpers on construction work"	This reference was included in Annexure 5 (amended) in error. It is agreed that "operators of rear side and/or bottom dumpers on construction work" are performing construction work and thereby not within MEU eligibility.
3(F)(e)(i)			Identical amendment as Rule 2(F)(e)(i).
2(l)(b)			This rule lists several employers. Annexure 5 (amended) contained formatting errors. These formatting errors have been corrected in Annexure 5 (further amended).