



Reference: 2023/415

The General Manager
Fair Work Commission
Level 4, 11 Exhibition Street
Melbourne VIC 3000
Email: melbourne@fwc.gov.au

Bill BAARINI
Transport Workers' Union of Australia
bbaarini@twu.asn.au

Kate GREIG
Comdain Gas (Aust) Pty Ltd and Comdain Services Pty Ltd
kate.greig@servicestream.com.au

Declaration of results - PAB Order: B2023/27

Pursuant to the Protected Action Ballot Order B2023/27 issued by the Fair Work Commission, the AEC has conducted the protected action ballot and the declaration of the result is provided below.

Preliminary scrutiny	
Number of employees on the Roll of Voters (Voters)	22
Postal votes returned by voters	11
Postal votes rejected at the preliminary scrutiny	1
Postal votes admitted to further scrutiny	10
Percentage of postal votes returned*	45.45%

*This is the number of postal votes admitted to further scrutiny as a percentage of the number of employees on the Roll of Voters (the number of voters who voted).

The further scrutiny has been conducted. The table below provides the results for each question.

In support of reaching an enterprise agreement with the Respondent, do you authorise protected industrial action against your employer which is authorised by this ballot separately, concurrently and/or consecutively, in the form of:

	Question	Yes	No	Informal
1	An unlimited number of stoppages of the performance of all work (excluding emergency work and standby) for specified periods of between one (1) minute and forty-eight (48) hours?	9	1	0
2	An unlimited number of periodic or indefinite bans on the performance of overtime?	7	3	0
3	An unlimited number of periodic or indefinite bans on the use of radios, computers and/or tablets?	7	3	0

4	An unlimited number of periodic or indefinite bans on completing paperwork (excluding emergency work and standby)?	7	3	0
5	An unlimited number of periodic or indefinite bans on refuelling company vehicles?	7	2	1

I declare that:

- The requisite number of voters (at least 50%) voting in the protected action ballot was not achieved.
- The majority of voters who cast a valid vote were in favour of the action set out in question(s) 1, 2, 3, 4, 5.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Kaye Bartlett
 Returning Officer
 Delegate of the Ballot Agent
 Australian Electoral Commission

22/02/2023

Email: PABevents@aec.gov.au phone: 02 9375 6366 or 03 9285 7111

www.aec.gov.au