



Reference: 2022/10373

The General Manager  
Fair Work Commission  
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Karen SPINDLER

"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers Union (AMWU)  
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Desmond CARTER

McCain Foods (Aust) Pty Ltd  
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### Declaration of results - PAB Order: B2022/1250

Pursuant to the Protected Action Ballot Order B2022/1250 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)	363
Postal votes returned by voters	128
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	128
Percentage of postal votes returned*	35.26

\*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 McCain Foods (Aust) Pty Ltd, do you authorise protected industrial action against your employer separately, concurrently and/or consecutively, in the form of:

	Question	Yes	No	Informal
1	An unlimited number of stoppages of work for the duration of 1 hour?	121	6	1
2	An unlimited number of stoppages of work for the duration of 2 hours?	118	9	1
3	An unlimited number of stoppages of work for the duration of 3 hours?	117	10	1
4	An unlimited number of stoppages of work for the duration of 4 hours?	117	10	1

5	An unlimited number of stoppages of work for the duration of 6 hours?	116	11	1
6	An unlimited number of stoppages of work for the duration of 8 hours?	117	10	1
7	An unlimited number of stoppages of work for the duration of 12 hours?	116	10	2
8	An unlimited number of stoppages of work for the duration of 24 hours?	114	12	2
9	An unlimited number of stoppages of work for the duration of 48 hours?	113	13	2
10	An unlimited number of stoppages of work for the duration of 72 hours?	112	14	2
11	An unlimited number of stoppages of work for the duration of one week?	111	14	3
12	An unlimited number of indefinite stoppages of work?	110	14	4
13	An unlimited number of indefinite or periodic bans on overtime?	115	9	4
14	An unlimited number of indefinite or periodic bans on call backs?	114	9	5
15	An unlimited number of indefinite or periodic bans on paperwork?	115	10	3

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, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15.
- 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

28/09/2022

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