



**Automotive, Food, Metals, Engineering,
Printing and Kindred Industries Union known
as the Australian Manufacturing Workers'
Union (AMWU)**

v

**Komatsu Australia Pty Ltd
(B2022/165)**

Protected Action Ballot Final Report



The General Manager
Fair Work Commission
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Kait Teague
"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian
Manufacturing Workers' Union (AMWU)
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Komatsu Australia Pty Ltd
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Voting Process

The proposed Protect Action Ballot of employees of Komatsu Australia Pty Ltd was conducted via IRIQ's proprietary system.

Voting opened at 5.00pm on the 11th Day of March 2022 and closed at 9.45 am on the 17th day of March 2022

Declaration of results - PAB Order: B2022/165

Pursuant to the Protected Action Ballot Order B2022/165 issued by the Fair Work Commission, the Balloting Division of IRIQ Law 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)	100
Electronic votes returned by voters	89
Percentage of electronic votes	89%

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

	Question	Yes	No
1	An unlimited number of stoppages of work, including consecutive stoppages of work, for one (1) hour in duration?	85	4
2	An unlimited number of stoppages of work, including consecutive stoppages of work, for four (4) hours in duration?	87	2
3	An unlimited number of stoppages of work, including consecutive stoppages of work, for twelve (12) hours in duration?	82	7
4	An unlimited number of stoppages of work, including consecutive stoppages of work, for twenty-four (24) hours in duration?	76	13
5	An unlimited number of indefinite or periodic bans on the performance of overtime?	79	10
6	An unlimited number of indefinite or periodic bans on the use of technology including (but not limited to) phones, computers, tablets, radios, fax machines and the like?	82	7
7	An unlimited number of indefinite or periodic bans on the competition of paperwork, with the exception of safety related paperwork?	83	6
8	An unlimited number of indefinite or periodic bans on performing recalls and/or call-backs?	84	5
9	An unlimited number of indefinite or periodic bans on performing work (including training and/or supervision) with contractors and/or labour hire?	82	7
10	An unlimited number of indefinite or periodic bans on the operation of overhead cranes and/or gantries?	83	6


I declare that:

- The requisite number of voters (at least 50%) voting in the protected action ballot was 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.
- The number of voters who cast a valid vote and were against the action set out in question(s) is NIL.

Certification

I, Faiyaz Hameed Devjee, certify that the contents of this document are an accurate, true and correct report on the ballot conducted as detailed.

Declared at Brisbane at 10.53 am on 17 March 2022.



J.P. (Qual.) 130060