



Reference: 2022/5493

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

Mike NICOLAIDES

"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the Australian Manufacturing Workers' Union (AMWU)
mike.nicolaides@amwu.org.au

Troy HARRIS

BOC Limited
troy.harris@boc.com

Declaration of results - PAB Order: B2022/299

Pursuant to the Protected Action Ballot Order B2022/299 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)	9
Postal votes returned by voters	4
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	4
Percentage of postal votes returned*	44.44

*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 BOC Limited (and subject to maintaining safety, including that of the public), do you endorse the taking of any and/or all 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	Indefinite or periodic bans on specified duties or tasks?	3	1	0
2	Indefinite or periodic bans on being first point of call other than between the hours of 6.00am and 4.00pm Monday to Friday?	3	1	0
3	Indefinite or periodic bans on answering work-related telephone calls or other electronic	3	1	0

communications during meal breaks, weekends or outside the hours of 6.00am to 6.00pm Monday to Friday?

4	Indefinite or periodic bans on more than a specified number of call backs in any one week?	3	1	0
5	Indefinite or periodic bans on all call backs?	3	1	0
6	Indefinite or periodic bans on travel outside the hours of 6.00am to 6.00pm Monday to Friday?	3	1	0
7	Indefinite or periodic bans on work-related overnight stays away from home?	3	1	0
8	Indefinite or periodic bans on work other than that performed between the hours of 6.00am and 6.00pm Monday to Friday?	3	1	0
9	Indefinite or periodic bans on working more than a specified number of hours beyond 45 in a week, inclusive of travelling time?	3	1	0
10	Indefinite or periodic bans on all time worked beyond 45 in a week, inclusive of travelling time?	3	1	0
11	Stoppages of work for periods of nine hours or less?	3	1	0

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.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Ishtiaq Ahmed
Returning Officer
Delegate of the Ballot Agent
Australian Electoral Commission

25/05/2022

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

www.aec.gov.au