



Reference: 2022/2182

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

Karen SPINDLER
"Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union" known as the
Australian Manufacturing Workers Union (AMWU)
karen.spindler@amwu.org.au

Marina KRASIC
UGL Rail Services Pty Limited
marina.krasic@ugllimited.com

Declaration of results - PAB Order: B2022/86

Pursuant to the Protected Action Ballot Order B2022/86 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)	40
Postal votes returned by voters	34
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	34
Percentage of postal votes returned*	85.00

*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 UGL Rail Services Pty Limited, 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 indefinite or periodic bans on servicing or repairs of toilets?	34	0	0
2	An unlimited number of indefinite or periodic bans on servicing and/or repairs of locomotive communication systems?	34	0	0
3	An unlimited number of indefinite or periodic bans on washing of the exterior of locomotives?	34	0	0
4	An unlimited number of indefinite or periodic bans on washing of all parts of locomotives?	34	0	0
5	An unlimited number of indefinite or periodic bans on the servicing and/or changing of locomotive air conditioner?	34	0	0
6	An unlimited number of indefinite or periodic bans on working on locomotives which are serviced off site?	34	0	0
7	An unlimited number of indefinite or periodic bans on workshop cleaning?	34	0	0
8	An unlimited number of indefinite or periodic bans on use of iPads?	34	0	0
9	An unlimited number of indefinite or periodic bans on paperwork and handovers?	34	0	0
10	An unlimited number of indefinite or periodic bans on use of personal mobile phones regarding work matters?	34	0	0
11	An unlimited number of indefinite or periodic bans on 4-hour shunting stoppage?	34	0	0
12	An unlimited number of indefinite or periodic bans on shunting?	34	0	0
13	An unlimited number of indefinite or periodic bans on shunting limited to one shunt per person per day?	34	0	0
14	An unlimited number of indefinite or periodic bans on use of mobile plant (reach stacker, forklift, pallet jacks, overhead cranes)?	34	0	0
15	An unlimited number of indefinite or periodic bans on the servicing and/or changing of locomotive fridges and kettles?	34	0	0
16	An unlimited number of indefinite stoppages of work?	34	0	0
17	An unlimited number of stoppages of work for the duration of 2 hours?	34	0	0
18	An unlimited number of stoppages of work for the duration of 8 hours?	34	0	0
19	An unlimited number of stoppages of work for the duration of 24 hours?	34	0	0
20	An unlimited number of indefinite or periodic bans on overtime?	34	0	0
21	An unlimited number of indefinite or periodic bans on all training, assisting, or instructing for the performance of any work which includes any training of any casuals or sub-contractors?	34	0	0

22	An unlimited number of indefinite or periodic bans on any paperwork being performed?	34	0	0
23	An unlimited number of indefinite or periodic bans on use of any communication equipment or device inclusive of company mobile phones, two-way radios, and computers including any emails?	34	0	0
24	An unlimited number of indefinite or periodic bans on the swapping of parts between locomotives and or locomotives off site?	34	0	0
25	An unlimited number of indefinite or periodic bans on service technicians performing any stores duties i.e. picking of any parts. Also to include receiving and dispatching of goods i.e. unloading trucks?	34	0	0
26	An unlimited number of indefinite or periodic bans on receiving goods associated with the maintenance and repair of rolling stock?	34	0	0
27	An unlimited number of indefinite or periodic bans dispatching goods associated with the maintenance and repair of rolling?	34	0	0

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, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Shehan Liyanage
 Returning Officer
 Delegate of the Ballot Agent
 Australian Electoral Commission

01/04/2022

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

www.aec.gov.au