



Reference: 2022/10336

The General Manager
Fair Work Commission
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Declaration of results - PAB Order: B2022/1217

Pursuant to the Protected Action Ballot Order B2022/1217 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)	65
Postal votes returned by voters	36
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	36
Percentage of postal votes returned*	55.38

*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.

Do you, for the purpose of advancing claims and protecting existing conditions of employment in the negotiation of an Enterprise Agreement to govern the terms and conditions of employment with Flinders Ports Pty Ltd and Flinders Ports Management Services Pty Ltd approve protected industrial action separately, concurrently and/or consecutively in the form of stoppages and partial work bans as follows:

	Question	Yes	No	Informal
1	An unlimited number of bans on performing duties outside of shipping only duties for an indefinite period.	32	4	0
2	An unlimited number of bans on start times apart from 0500 and 1700 for an indefinite period.	31	5	0
3	An unlimited number of bans on workers working on their rostered days off for an indefinite period.	32	4	0

4	An unlimited number of bans on Marine Services Team members performing duties in the Vessel Tracking Section for an indefinite period.	31	5	0
5	An unlimited number of bans on Permanent Part Time and Casual workers being available for any more than 14 consecutive hours on any day for an indefinite period.	34	2	0
6	An unlimited number of bans on Permanent Part Time and Casual workers being available for mooring duties between the hours of 0500 and 1700 Monday to Friday for an indefinite period.	31	5	0
7	An unlimited number of stoppages of work of 4 hours duration which may be organized or arranged in consecutive periods.	31	5	0
8	An unlimited number of stoppages of work of 6 hours duration which may be organized or arranged in consecutive periods.	30	6	0
9	An unlimited number of stoppages of work of 12 hours duration which may be organized or arranged in consecutive periods.	31	5	0
10	An unlimited number of stoppages of work of 24 hours duration which may be organized or arranged in consecutive periods.	31	5	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.
- 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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