



Reference: 2022/7273

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

Alister KENTISH
Construction, Forestry, Maritime, Mining and Energy Union
akentish@meu.org.au

Chantal BOULTER
Falck (Victoria) Pty Ltd
cboulter@falck.com.au

Declaration of results - PAB Order: B2022/443

Pursuant to the Protected Action Ballot Order B2022/443 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)	5
Postal votes returned by voters	3
Postal votes rejected at the preliminary scrutiny	0
Postal votes admitted to further scrutiny	3
Percentage of postal votes returned*	60.00

*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.

For the purpose of supporting or advancing claims in support of the proposed enterprise agreement with your employer Falck (Victoria) Pty Ltd (the employer), do you authorise the forms of industrial action listed below to be taken against your employer, which may involve you and/or your fellow employees engaging in any of the following forms of industrial action which may be taken separately, concurrently and/or consecutively.

	Question	Yes	No	Informal
1	An unlimited number of stoppages of work of between one (1) minute and twenty-four (24) hours duration?	3	0	0
2	An indefinite or unlimited number of bans on the performance of overtime?	3	0	0
3	An indefinite or unlimited number of bans on using an employee's own mobile phone for work purposes?	3	0	0
4	An indefinite or unlimited number of bans on performing higher duties?	3	0	0
5	An indefinite or unlimited number of bans on using a computer and/or tablet?	3	0	0
6	An indefinite or unlimited number of bans on cleaning of company vehicles?	3	0	0
7	An indefinite or unlimited number of bans on cleaning the workshop?	3	0	0
8	An indefinite or unlimited number of bans on cleaning offices?	3	0	0
9	Indefinite or periodic bans on attendance at meetings relating to protected action?	3	0	0
10	The communication and distribution of union and/or industrial campaign material in the form of: (a) attaching or adding union and/or industrial campaign material to noticeboards, vehicles, plant and buildings where employees of the employer work, provided that no material will be attached or added in a manner that compromises safety; and/or (b) wearing union and/or industrial campaign clothing, hats, stickers, badges, lanyards and/or signs.	3	0	0
11	An indefinite or unlimited number of bans on completing time sheets, except in relation to date and time worked	3	0	0
12	An indefinite or unlimited number of bans on completing paperwork (other than safety related paperwork)?	3	0	0
13	An indefinite or unlimited number of bans on providing written confirmation of work carried out?	3	0	0
14	An indefinite or unlimited number of bans on: (a) Scheduling; (b) Planning; and/or (c) Issuing Permits	3	0	0

15	An indefinite or unlimited number of times, taking lunch breaks at the Traralgon head office?	3	0	0
16	An indefinite or unlimited number of times, starting and/or finishing the work day at the Traralgon head office?	3	0	0
17	An unlimited number of indefinite and limited number performance of work by way of work-to-rule, i.e., the performance of work in a manner of doing no more than the minimum required by the rules of your workplace as contained in the enterprise agreement and/or written policies and procedures that apply to you?	3	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.
- The majority of voters who cast a valid vote were against the action set out in question(s) N/A.

Cameron Caccamo
 Returning Officer
 Delegate of the Ballot Agent
 Australian Electoral Commission

29/06/2022

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

www.aec.gov.au